## UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JANSPORT APPAREL CORPORATION : 3411 Silverside Road, 200 Hanby Building :

Wilmington, DE 19803,

CIVIL ACTION NO.:

Plaintiff,

:

JURY TRIAL DEMANDED

UNIF, LLC

714 Ducommun Street

Los Angeles, CA 90012,

v.

Defendant.

## **COMPLAINT**

Plaintiff JanSport Apparel Corporation ("JanSport" or "Plaintiff") brings this Complaint against UNIF, LLC ("UNIF" or "Defendant") and in support thereof avers as follows:

## THE PARTIES

- Plaintiff JanSport Apparel Corporation is a corporation organized under the laws of the State of Delaware with a principal place of business located at 3411 Silverside Road, 200 Hanby Building, Wilmington, Delaware 19803.
- 2. Upon information and belief, Defendant UNIF, LLC is a limited liability company organized under the laws of the State of California with a principal place of business located at 714 Ducommun Street, Los Angeles, California 90012.

## JURISDICTION AND VENUE

- 3. This Court has Federal Question Jurisdiction pursuant to Title 28 U.S.C. § 1331 as the action arises under the laws of the United States.
- 4. Alternatively, this Court has Diversity Jurisdiction over this matter pursuant to Title 28 U.S.C. § 1332(a)(1) as this is an action between "citizens of different States"

and the amount in controversy exceeds seventy-five thousand dollars (\$75,000) exclusive of interest and costs.

5. Venue is proper in this District under Title 28 U.S.C. § 1391(c) because both Plaintiff and Defendant conduct substantial business and are subject to personal jurisdiction in this District.

### **FACTUAL ALLEGATIONS**

- 6. Since its inception in 1967, Plaintiff has grown to become one of the world's largest and most renowned manufacturers and sellers of packs, bags, and outdoor gear, including all-purpose sporting bags, carrying bags, luggage, backpacks, daypacks, knapsacks, book bags, tote bags, duffel bags, handbags, garment bags, apparel, and other outdoor products ("JanSport's Products").
- 7. JanSport's Products are sold extensively throughout the world and have become well-known and famous for their design, durability, functionality, and versatility.
- 8. Although it manufactures and sells a variety of different packs, Plaintiff is now most recognized for its series of colorful and ultralight daypacks and backpacks that feature JanSport's classic silhouette and labeling in a variety of colorful designs, as in the example below:



("JanSport Classic Shape")

9. The majority of Plaintiff's packs also feature the iconic JANSPORT® Patch – a rectangular solid colored patch (in black or dark blue) that features the famous JANSPORT® script logo, which itself features drop-down block font with outlined/shadowed lettering, as shown below.



("JANSPORT® Patch").

- 10. On packs featuring the JanSport Classic Shape, the JANSPORT® Patch is prominently featured on the center top portion of the pack above the utility pocket.
- 11. Plaintiff has taken steps to protect its JANSPORT mark and is the owner of numerous Trademark Registrations protecting the JANSPORT mark and stylized logos and the JANSPORT® Patch (the "JANSPORT® Marks") including but not limited to:
- a. JANSPORT and Design® (Registration No. 1919738) (1995) for "backpacks, pack frames, and rucksacks, and related accessories, namely straps, pads and belts for use with backpacks and rucksacks" in International Class 18;



- b. JANSPORT® (Registration No. 2372601) (2000) for "luggage" in International Class 18;
- c. JANSPORT<sup>®</sup> (Registration No. 3316763) (2007) for "all purpose sporting bags, all purpose carrying bags, soft luggage, luggage cases, backpacks, daypacks, fanny packs, frame backpacks, knapsacks, book bags for traveling, tote bags, duffel bags, handbags, garment bags for traveling, clothing bags for traveling, and straps for luggage and straps for handbags" in International Class 18;
- d. JANSPORT (Stylized)<sup>®</sup> (Registration No. 1089701) (1978) for "backpacks, pack frames, pack bags, rucksacks, stuff bags and related accessories, namely, straps, pads and belts" in International Class 18; and "clothing-namely, jackets" in International Class 25;



- e. JANSPORT® (Registration No. 1096082) (1978) for "clothing-namely, jackets" in International Class 25;
- f. JANSPORT® (Registration No. 1284423) (1984) for "shirts; t-shirts; jerseys; tank tops; hooded shirts; pants; sports jackets; sweat shirts and pants for men, women and children" in International Class 25:

g. JANSPORT (Stylized)<sup>®</sup> (Registration No. 1296406) (1984) for "shirts; t-shirts; tank tops; hooded shirts; pants; sports jackets; warm-up suits, pants and jackets; sweat shirts and pants for men, women and children" in International Class 25;



h. JANSPORT (Stylized)<sup>®</sup> (Registration No. 2997678) (2005) for "all purpose sporting bags, all purpose carrying bags, soft luggage, backpacks, daypacks, fanny packs, frame backpacks, knapsacks, book bags for traveling, tote bags, duffel bags, handbags, garment bags for traveling, clothing bags for traveling" in International Class 18; and "skirts, t-shirts, jerseys, hooded shirts, pants, sports jackets, gymnastic shorts, gymnastic pants and gymnastic shirts; warm-up suits, warm-up pants and warm-up jackets; sweatshirts, sweatpants" in International Class 25;



and

i. JANSPORT® (Registration No. 3066768) (2006) for "retail store services and on-line retail store services in the field of apparel and outdoor gear and luggage; providing consumer product information via the internet" in International Class 35.

Attached as Exhibit "A" are print-outs taken from the U.S. Patent and Trademark

Office web site showing the Certificates of Registration for and the current status of the

JANSPORT® Marks.

- 12. Plaintiff has continuously and extensively used, advertised, and promoted the JANSPORT® Marks, and packs featuring the JanSport Classic Shape and the JANSPORT® Patch in commerce throughout the United States and internationally on, and in connection with Plaintiff's daypacks and backpacks.
- 13. Plaintiff carefully supervises, monitors, and controls the quality of all its products to ensure that the products are of a consistently high quality.
- 14. Plaintiff has expended significant capital and has devoted substantial amounts of time and money to the production, marketing, and promotion of its products marketed and sold under the JANSPORT® Marks, including packs featuring the JanSport Classic Shape and the JANSPORT® Patch. As a result, the JANSPORT® Marks, alone and in combination with the JanSport Classic Shape and the JANSPORT® Patch, are extremely valuable assets in the advertising and sale of Plaintiff's products to the public.
- 15. Upon information and belief, Defendant manufactures and sells a wide array of clothing and accessories for men, women, and children, including a variety of bags and backpacks ("UNIF's Products").
- 16. According to Defendant's website, <a href="www.unifclothing.com">www.unifclothing.com</a>, it does not yet have "brick & mortar" retail stores, but sells its products online via the Internet.
- 17. Upon information and belief, Defendant offers for sale and sells UNIF's Products across the United States and internationally, including to consumers located in the Commonwealth of Pennsylvania and this Judicial District.
- 18. Upon information and belief, UNIF's Products are also available for sale through third party retailers who offer to sell and sell UNIF's Products to consumers located in the Commonwealth of Pennsylvania and this Judicial District.

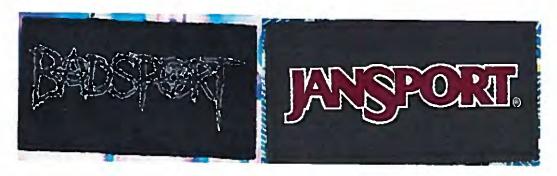
- 19. Upon information belief, UNIF's Products and JanSport's Products are sold through overlapping trade channels, including through overlapping third party retailers, which retailers offer for sale and sell such products to consumers located in the Commonwealth of Pennsylvania and this Judicial District.
- 20. Upon information and belief, Defendant has been selling, among its products, a backpack called the "BADSPORT Backpack" shown below. Attached as Exhibit "B" is a print-out from Defendant's website showing the BADSPORT Backpack.



21. The BADSPORT Backpack prominently features a black rectangular patch located on the center top portion of the pack above the utility pocket ("BADSPORT Patch") on which Defendant prominently displays BADSPORT as a stylized mark with outlined/shadowed font containing letters that extend below or appear larger than the remaining letters.



- 22. Upon information and belief, in manufacturing and selling the BADSPORT Backpack, Defendant has sought to create the misimpression of an association, affiliation, or sponsorship between Plaintiff and Defendant that does not exist.
- 23. The BADSPORT Backpack adopts a classic-styled silhouette that matches with the JanSport Classic Shape employed on a wide number of JANSPORT® packs.
- 24. The BADSPORT Patch appears to be nearly identical in size, shape, color and placement on the BADSPORT Backpack to the size, shape, color, and placement most often employed by Plaintiff for the JANSPORT® Patch, as shown below:



- 25. The terms JANSPORT and BADSPORT themselves are visually and aurally similar in that each features the same number of letters, each begins with three letters that feature a soft "a" sound followed by "sport."
- 26. Defendant also employs script font for BADSPORT that is similar to the iconic JANSPORT® font as each uses outlined/shadowed lettering, with larger letters that drop below the remaining letters in the marks.
- 27. Each of these individual commonalities (collectively, "Common Characteristics") tend to demonstrate that Defendant clearly intended its BADSPORT Backpack to be viewed as another of Plaintiff's packs.

28. When compared to other of Plaintiff's packs, the Common Characteristics

Defendant employs for its BADSPORT Backpack demonstrate glaring similarity to the

combination of the JANSPORT® Marks, the JanSport Classic Shape, and the JANSPORT®

Patch.



- 29. Upon information and belief, Defendant only offers one style of its BADSPORT Backpack. Attached as Exhibit "C" is a print-out from UNIF's website showing its full line of bags and backpacks.
- 30. Upon information and belief, Defendant only uses "BADSPORT" in connection with one of its backpacks, namely the BADSPORT Backpack, and the remaining of Defendant's bags and backpacks are only labeled with some variation of "UNIF" as a mark.
- 31. Upon information and belief, none of Defendant's other bags or backpacks employ a similarly-sized black rectangular patch in the top center portion of the pack that employ contrasting lettering similar to that used on the BADSPORT Patch.
- 32. Plaintiff has never granted Defendant any right or permission to use the JANSPORT® Marks, the JanSport Classic Shape, the JANSPORT® Patch, or the combination thereof.
- 33. Notwithstanding this lack of permission, Defendant's use of the infringing BADSPORT Backpack has occurred long after Plaintiff's prior use of its marks, its classic shape, its patch, and the constructive notice of the JANSPORT® Marks.
- 34. Defendant's use of "BADSPORT" in connection with its backpack individually, and combined with the overall design, shape, layout, and silhouette of the BADSPORT Backpack and the BADSPORT Patch infringes and threatens to destroy the goodwill Plaintiff has established over a long period of time for its products, as JanSport has no way of insuring the quality of the goods sold by Defendant and, as such, Plaintiff will be irreparably harmed unless Defendant is enjoined from the sale of any bags or backpacks that infringe the JANSPORT® Marks, and such marks used in combination with the JANSPORT® Patch and the JanSport Classic Shape.

- JANSPORT® Marks, in connection with the backpacks, constitutes the use in commerce of the reproduction, copy, or colorable imitation of a registered trademark, as well as the appropriation of Plaintiff's goodwill and reputation associated with the JANSPORT® Marks, which is likely to cause confusion or to cause mistake or to deceive, and is causing losses in sales of Plaintiff's genuine JANSPORT® branded products, thereby resulting in lost profits suffered by Plaintiff'.
- 36. Plaintiff and the public will continue to suffer irreparable injury unless the Defendant is restrained from using its BADSPORT mark, or any similar marks or names thereto in connection with its business.
- 37. If not enjoined by the Court, Defendant will continue to sell product in commerce under its BADSPORT mark, which will be perceived as having emanated from Plaintiff. Plaintiff, however, has no control over the nature and quality of the products sold by Defendant, and any fault or objection with the products will adversely affect future sales of genuine products under the authorized use of the JANSPORT® Marks.
- 38. Upon information and belief, Defendant has and had full knowledge of Plaintiff's exclusive and well-established proprietary rights in and to the JANSPORT® Marks, but continues to proceed in complete disregard of Plaintiff's rights.
- 39. Upon information and belief, Defendant's infringing conduct complained of herein is willful and malicious.
- 40. Unless immediately restrained and enjoined by this Court, Defendant will continue offering for sale, selling, distributing, and marketing products branded with an infringing mark, causing Plaintiff irreparable injury.

### **COUNT I**

# Unauthorized Use of Federally Registered Trademarks <u>Under 15 U.S.C. § 1114(1) of the Lanham Act</u>

- 41. The allegations contained in paragraphs 1 through 40 inclusive are incorporated herein by reference and made a part of this Count as if fully set forth.
- 42. Defendant's use of BADSPORT as a mark constitutes the use in commerce of a reproduction, copy, counterfeit, or colorable imitation of registered trademarks, as well as the appropriation of Plaintiff's goodwill and reputation associated with the marks, which is likely to cause confusion or to cause mistake or to deceive in violation of Section 32(1) of the Lanham Act, 15 U.S.C. § 1114(1).
- 43. Defendant's use of BADSPORT as a mark confuses and is likely to confuse the purchasing public as well as others engaged in business relations with Plaintiff or that Plaintiff has approved or somehow authorized such use by Defendant. Defendant's use of BADSPORT as a mark in the offering and sale of its products injures the reputation, goodwill, and prestige of Plaintiff and impairs the value of the JANSPORT® Marks, which are uniquely associated with Plaintiff's goods, and causes other injury to Plaintiff. Plaintiff and the public will suffer irreparable injury unless the Defendant is restrained from using its BADSPORT mark.
- 44. The Defendant should be permanently enjoined from offering for sale, selling, distributing, and marketing any products using its BADSPORT mark, or any colorable imitations thereof, or any other confusingly or deceptively similar marks or names pursuant to Section 34 of the Lanham Act, 15 U.S.C. § 1116.

## **COUNT II**

# False Designation of Origin and Unfair Competition Under 15 U.S.C. § 1125(a) of the Lanham Act

- 45. The allegations contained in paragraphs 1 through 44 inclusive are incorporated herein by reference and made a part of this Count as if fully set forth.
- 46. At all times relevant to this lawsuit, Plaintiff has sold its products under the JANSPORT® Marks in interstate commerce, including in connection with packs bearing the JanSport Classic Shape and the JANSPORT® Patch.
- 47. Plaintiff's JANSPORT® Marks, alone as well as in combination with the JanSport Classic Shape and the JANSPORT® Patch, are uniquely associated with Plaintiff's products.
- 48. Defendant's use of its BADSPORT mark in the offer and sale of its products wrongly and deceptively confuses the public that its products emanate from Plaintiff, all to the detriment of Plaintiff, and will continue to damage Plaintiff unless enjoined by the Court.
- 49. As a result of the Defendant's actions, Plaintiff has lost, and will lose in the future, sales in an unknown amount due to the consumers' erroneous belief that the Defendant's products emanate from Plaintiff.
- 50. Plaintiff has been and will also continue to be injured by the fact that it has no control over the type or quality of the Defendant's products or the promotional advertising activities utilized by the Defendant.
- 51. The Defendant's activities injure the reputation, goodwill, and prestige of Plaintiff, impair the value of the Plaintiff's JANSPORT® Marks, which are uniquely associated with the Plaintiff's products, and cause other injury to Plaintiff. Plaintiff and the public will

suffer irreparable injury unless the Defendant is restrained from using the infringing BADSPORT mark.

52. The aforesaid acts of the Defendant constitute false designation of origin and false description or representation and unfair competition, in violation of 15 U.S.C. § 1125(a) of the Lanham Act.

## WHEREFORE, Plaintiff demands that:

- A. The Defendant, including all directors, officers, partners, agents, servants, employees, representatives, and attorneys, and all persons in active concert or participation with it, be preliminarily and permanently enjoined from using the BADSPORT mark or any infringing or colorable imitation of the JANSPORT® Marks;
- B. Defendant, including all directors, officers, partners, agents, servants, employees, representatives, and attorneys, and all persons in active concert or participation with it, be preliminarily and permanently enjoined from otherwise competing unfairly with the Plaintiff;
- C. Defendant pay for and cause to be disseminated corrective advertising to ameliorate the adverse consequences of their acts of trademark infringement, false designation of origin and unfair competition, and the content, nature, form and extent of such corrective advertising is to be approved by Plaintiff and this Court;
- D. Defendant deliver up for destruction any and all product packaging, promotional materials, advertisements, and other items in its possession, custody or control which, if sold or offered for sale, displayed or used would violate the injunction granted by the Court;

E. Defendant be ordered, pursuant to 15 U.S.C. §1116(a), to serve upon the

Plaintiff within thirty (30) days after service on Defendant of an injunction, or such extended

period as the Court may direct, a report in writing under oath setting forth in detail the manner

and form in which Defendant has complied with the injunction;

F. Defendant be ordered to pay damages suffered by Plaintiff resulting from

Defendant's infringing activities, including treble damages sustained by Plaintiff as a direct or

indirect result of any of the acts complained of hereinabove;

G. Defendant be ordered to disgorge any profits obtained as a result of

Defendant's infringing activities;

H. There be a finding that this matter is exceptional and, accordingly,

Defendant be ordered to pay Plaintiff's attorneys' fees and costs pertaining to this action

pursuant to 15 U.S.C. § 1117(a) of the Lanham Act; and

I. Plaintiff be awarded such other and further relief as this Court may deem

proper and just.

Plaintiff demands a Jury on all counts so triable.

Dated: November 30, 2015

Respectfully submitted,

Paul J. Kenned

kennedyp@pepperlaw.com

Sean P. McConnell

mcconnells@pepperlaw.com PEPPER HAMILTON LLP

3000 Two Logan Square

Eighteenth & Arch Streets

Philadelphia, PA 19103-2799

215.981.4000

Attorneys for Plaintiff,

JanSport Apparel Corporation

EXHIBIT "A"

Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22 and 41

Reg. No. 1,919,738

# United States Patent and Trademark Office Registered Sep. 19, 1995

# TRADEMARK PRINCIPAL REGISTER



JANSPORT APPAREL CORP. (DELAWARE CORPORATION) 200 WELDIN BUILDINGCONCORD PLAZA 3411 SILVERSIDE ROAD WILMINGTON, DE 19180

FOR: BACKPACKS, PACK FRAMES, AND RUCKSACKS, AND RELATED ACCESSORIES, NAMELY STRAPS, PADS AND BELTS FOR USE WITH BACKPACKS AND RUCKSACKS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 2-1-1976; IN COMMERCE 2-1-1976.

THE DRAWING IS LINED FOR THE COLORS RED AND BLUE.

SER. NO. 74-571,558, FILED 9-9-1994.

CATHERINE KAISER KREBS, EXAMINING ATTORNEY

Generated on:

This page was generated by TSDR on 2015-11-24 11 12:45 EST

Mark: JANSPORT



US Serial Number: 74571558

**Application Filing Date:** 

Sep. 09, 1994

US Registration Number: 1919738

Registration Date:

Sep. 19, 1995

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed

Status Date:

Jun 02, 2015

Publication Date: Jun 27, 1995

## **Mark Information**

Mark Literal Elements:

JANSPORT

Standard Character Claim:

Mark Drawing Type:

3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Lining and Stippling Statement:

The drawing is lined for the colors red and blue

Design Search Code(s):

26.11.01 - Rectangles as carriers or rectangles as single or multiple line borders

26.17.01 - Straight line(s), band(s) or bar(s). Lines, straight. Bands, straight. Bars, straight

### Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services

Brackets [ ] indicate deleted goods/services

Double parenthesis (( )) identify any goods/services not claimed in a Section 15 affidavit of incontestability: and
 Asterisks \* \* identify additional (new) wording in the goods/services

backpacks pack frames, and rucksacks, and related accessories, namely straps, pads and belts for use with backpacks and rucksacks

International Class(es): 018 - Primary Class

U.S Class(es):

001, 002, 003, 022, 041

Class Status:

ACTIVE

1(a)

First Use: Feb 01, 1976

Use in Commerce:

Feb 01\_1976

# **Basis Information (Case Level)**

Filed Usa: Yes Currently Use: Yes Amended Use: No

Filed ITU: No	Currently ITU: No	0	Amended ITU: No	
Filed 44D: No	Currently 44D: No	0	Amended 44D: No	
Filed 44E: No	Currently 44E: No	0	Amended 44E: No	
Filed 66A: No	Currently 66A: No	o		
Filed No Basis: No	Currently No Basis: No	0		

# **Current Owner(s) Information**

Owner Name:

JanSport Apparel Corp.

Owner Address:

3411 S verside Road Wilmington, DELAWARE 19180 UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized

DELAWARE

# Attorney/Correspondence Information

Attorney of Record

Attorney Name: Kia H Wimmer

Docket Number:

JAC-4985-US

Attorney Primary Email kia h wimmer@vfc.com
Address:

Attorney Email Authorized:

Yes

#### Correspondent

Correspondent Name/Address:

Kia H. Wimmer JanSport Apparel Corp 3411 Silvers de Road 200 Hanby Building Wilmington, DELAWARE 19180 UNITED STATES

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mail: kia h wimmer@vfc.com pellegj@vfc.com

Correspondent e-mail Authorized:

Yes

#### **Domestic Representative - Not Found**

## **Prosecution History**

Date	Description	Proceeding Number
Jun 02 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun_02_2015	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
Jun 02 2015	REGISTERED - SEC 8 (10-YR) ACCEPTED SEC, 9 GRANTED	66607
May 30, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
May 13 2015	TEAS SECTION 8 & 9 RECEIVED	
May 13 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan 15 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan 15 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr 21, 2005	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Apr 21, 2005	REGISTERED - SEC 8 (10-YR) ACCEPTED/SEC 9 GRANTED	
Apr. 21, 2005	ASSIGNED TO PARALEGAL	66607
Mar. 24, 2005	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC 9 FILED	
Mar, 24, 2005	TEAS SECTION 8 & 9 RECEIVED	
Sep. 22, 2001	REGISTERED - SEC 8 (6-YR) ACCEPTED 8 SEC 15 ACK	
Sep. 05 2001	REGISTERED - SEC 8 (6-YR) & SEC 15 FILED	
Sep. 19, 1995	REGISTERED-PRINCIPAL REGISTER	
Jun 27, 1995	PUBLISHED FOR OPPOSITION	

 May 26, 1995
 NOTICE OF PUBLICATION

 Mar 16, 1995
 APPROVED FOR PUB - PRINCIPAL REGISTER

 Mar 09, 1995
 EXAMINER'S AMENDMENT MAILED

 Feb. 22, 1995
 ASSIGNED TO EXAMINER
 66551

 Feb. 17, 1995
 ASSIGNED TO EXAMINER
 72518

# Maintenance Filings or Post Registration Information

Affidavit of Continued

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Sep. 19, 2015

### TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location:

Jun 02, 2015

## **Proceedings**

Summary

Number of Proceedings

5

Type of Proceeding: Opposition

Proceeding Number: 91207023 Filing Date:

Sep 17, 2012

Status: Terminated Status Date:

Sep 04, 2015

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name:

Standard Sales, Inc.

Correspondent Address:

CHRISTOPHER CHAUDOIR LAW OFFICES OF CHRISTOPHER CHAUDOIR 181 SYCAMORE AVE SAN MATEO CA. 94402-1033 UNITED STATES

Correspondent e-mail:

chowder262@gmail.com

Associated marks

MarkApplication StatusSerial Registration NumberRegistration Number

 STANSPORT SINCE 1949
 Notice of Allowance - Issued
 85358921

 STANSPORT SINCE 1949
 Notice of Allowance - Issued
 85364824

Plaintiff(s)

Name:

JanSport Apparel Corp

Correspondent Address:

PAUL J KENNEDY
PEPPER HAMILTON LLP
3000 TWO LOGAN SQUARE, E GHTEENTH AND ARCH STREETS
PHILADELPHIA PA , 19103-2799
UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , catalant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	78444401	2997678
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Renewed	75275443	2229974

#### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 17, 2012	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Sep 17, 2012	Oct 27, 2012
3	PENDING INSTITUTED	Sep 17, 2012	
4	ANSWER	Oct 25, 2012	
5	STIPULATION FOR AN EXTENSION OF TIME	Feb 19, 2013	
6	EXTENS ON OF TIME GRANTED	Feb 19, 2013	
7	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jun 20, 2013	
8	SUSPENDED	Jun 20, 2013	
9	STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 18, 2013	
10	SUSPENDED	Sep 18, 2013	
11	STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 19, 2013	
12	SUSPENDED	Nov 19, 2013	
13	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 20, 2013	
14	SUSPENDED	Dec 20, 2013	
15	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 17, 2014	
16	SUSPENDED	Jan 17, 2014	
17	STIP TO SUSPIPEND SETTL NEGOTIATIONS	Feb 14, 2014	
18	SUSPENDED	Feb 14, 2014	
19	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 14, 2014	
20	SUSPENDED	Mar 14, 2014	
21	STIP FOR EXT	Apr 11, 2014	
22	EXTENSION OF TIME GRANTED	Apr 11, 2014	
23	STIP FOR EXT	May 16 2014	
24	EXTENSION OF TIME GRANTED	May 16 2014	
25	STIP FOR EXT	Jun 19, 2014	
26	EXTENSION OF TIME GRANTED	Jun 19, 2014	
27	STIP FOR EXT	Jul 16, 2014	
28	EXTENSION OF TIME GRANTED	Jul 16, 2014	
29	STIP FOR EXT	Sep 12, 2014	
30	EXTENSION OF TIME GRANTED	Sep 12 2014	
31	P MOT FOR EXT W/ CONSENT	Nov 14 2014	
32	EXTENSION OF TIME GRANTED	Dec 03, 2014	
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 06, 2015	
34	SUSPENDED	Jan 29, 2015	
35	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 26, 2015	
36	SUSPENDED	Apr 09, 2015	
37	W/DRAW OF OPPOSITION	Aug 25, 2015	
38	BD DECISION DISMISSED W/O PREJ	Sep 04, 2015	
39	TERMINATED	Sep 04, 2015	

Type of Proceeding: Opposition

Proceeding Number: 91189856 Filing Date:

Apr 22 2009

Status: Terminated Status Date:

Jul 31, 2009

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport, Ltd

Correspondent Address:

ROSEN, ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA , 91320-2723 UNITED STATES

Correspondent e-mail:

allyrose.glamsport@gmail.com

**Associated marks** 

 Mark
 Application Status
 Serial Number
 Registration Number

 GLAMSPORT
 Abandoned - After Inter-Partes Decision
 77535100

Plaintiff(s)

Name:

JanSport Appare Corp

Correspondent Address.

Paul J. Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA., 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepper aw.com , mu igar@pepperlaw.com , catalant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 22 2009	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Apr 22, 2009	Jun 01, 2009
3	PENDING NSTITUTED	Apr 22, 2009	
4	NOTICE OF DEFAULT	Jun 16 2009	
5	BOARD'S DECISION SUSTAINED	Jul 31_2009	
6	TERMINATED	Jul 31 2009	
7	PAPER RECEIVED AT TTAB	Dec 03, 2009	
	T	41	

Type of Proceeding: Opposition

Proceeding Number: 91187082 Filing Date:

Oct 21, 2008

Status: Terminated Status Date:

Jan 29 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name.

qingwen xu

Correspondent Address:

QINGWEN XU 710 DUCOMMUN ST LOS ANGELES CA 90012-3420 UNITED STATES

Correspondent e-mail:

Monday786@msn.com

Associated marks

Mark Application Status Serial Registration Number Number

SAMSPORT Abandoned - After Inter-Partes Decision 77393271

Plaintiff(s)

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighleenth and Arch Streets Philadelphia PA , 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , mulligar@pepperlaw.com , catalant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renuwed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	F LED AND FEE	Oct 21, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Oct 21, 2008	Nov 30, 2008
3	PENDING, INSTITUTED	Oct 21, 2008	
4	NOTICE OF DEFAULT	Dec 15, 2008	
5	BOARD'S DECISION SUSTAINED	Jan 29, 2009	
6	TERMINATED	Jan 29, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91182474 Filing Date:

Feb 14, 2008

Status: Terminated Status Date:

Jun 02 2008

Interlocutory Attorney: LINDA M SKORO

Defendant

Name:

Shayla C Stevens

Correspondent Address:

Shayla C Stevens P.O. Box 5682 Allanta GA . 31107-0682 UNITED STATES

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
GLAMSPORT	Abandoned - After Inter-Partes Decision	77040109	
	Plaintiff(s)		

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan Square Eighteenth and Arch Streets Philadelphia PA , 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com \_mulligar@pepperlaw.com \_catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278

JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 14 2008	
2	NOTICE AND TRIAL DATES SENT ANSWER DUE	Feb 15 2008	Mar 26, 2008
3	PENDING INSTITUTED	Feb 15, 2008	
4	NOTICE OF DEFAULT	Apr 14, 2008	
5	BOARD'S DECISION SUSTAINED	Jun 02, 2008	
6	TERMINATED	Jun 02_2008	

Type of Proceeding: Opposition

Proceeding Number: 91182283

Filling Date:

Feb 06, 2008

Status: Terminated

Status Date:

Jul 06 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

Bedare LLC

Correspondent Address:

DAVID SCHREFF BEDARE LLC 42 STONE BROOK LANE COS COB CT 06807-1113 UNITED STATES

Correspondent e-mail:

bedare@aol.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DANSPORT	Abandoned - After Inter-Partes Decision	77145834	
	Plaintiff(s)		

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan Square Eighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepper aw.com , mu ligar@pepperlaw.com , catalant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

### Prosecution History

History Text	Date	Due Date
FILED AND FEE	Feb 06, 2008	
NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 06, 2008	Mar 17, 2008
PENDING, INSTITUTED	Feb 06, 2008	
ANSWER	Feb 26, 2008	
STIPULATION FOR INTRODUCTION OF EVIDENCE	Dec 08, 2008	
TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS	Jan 12, 2009	
TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009	
BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009	
WITHDRAWAL OF APPLICATION	Jul 01, 2009	
BOARD'S DECISION: SUSTAINED	Jul 06, 2009	
TERMINATED	Jul 06, 2009	
	FILED AND FEE NOTICE AND TRIAL DATES SENT, ANSWER DUE: PENDING, INSTITUTED ANSWER STIPULATION FOR INTRODUCTION OF EVIDENCE TESTIMONY FOR PLAINTIFF PLAINTIFF'S NOTICE OF RELIANCE PLAINTIFF'S NOTICE OF RELIANCE TESTIMONY FOR PLAINTIFF P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS TESTIMONY FOR PLAINTIFF BRIEF ON MERITS FOR PLAINTIFF BRIEF ON MERITS FOR PLAINTIFF WITHDRAWAL OF APPLICATION BOARD'S DECISION: SUSTAINED	FILED AND FEE  NOTICE AND TRIAL DATES SENT, ANSWER DUE:  PED 06, 2008  PENDING, INSTITUTED  Feb 06, 2008  ANSWER  Feb 26, 2008  STIPULATION FOR INTRODUCTION OF EVIDENCE  Dec 08, 2008  TESTIMONY FOR PLAINTIFF  Jan 12, 2009  PLAINTIFF'S NOTICE OF RELIANCE  PLAINTIFF'S NOTICE OF RELIANCE  Jan 12, 2009  TESTIMONY FOR PLAINTIFF  Jan 12, 2009  P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS  Jan 12, 2009  BRIEF ON MERITS FOR PLAINTIFF  Jun 25, 2009  BRIEF ON MERITS FOR PLAINTIFF  Jun 25, 2009  WITHDRAWAL OF APPLICATION  Jul 01, 2009  BOARD'S DECISION: SUSTAINED

Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22 and 41

Reg. No. 2,372,601

United States Patent and Trademark Office

Registered Aug. 1, 2000

# TRADEMARK PRINCIPAL REGISTER

### **JANSPORT**

JANSPORT APPAREL CORP. (DELAWARE COR-PORATION) 200 WELDIN BLDG., 3411 SILVERSIDE ROAD WILMINGTON, DE 19810

FOR: LUGGAGE, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 1-0-1985; IN COMMERCE 1-0-1985. SER. NO. 75-731,024, FILED 6-17-1999.

MARY ROSSMAN, EXAMINING ATTORNEY

Generated on:

This page was generated by TSDR on 2015-11-24 11 15:20 EST

Mark: JANSPORT

JANSPORT

US Serial Number: 75731024

Application Filing Date:

Jun 17, 1999

US Registration Number: 2372601

Registration Date:

Aug 01, 2000

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed

Status Date:

Jul 21, 2010

Publication Date: May 09, 2000

## **Mark Information**

Mark Literal Elements:

**JANSPORT** 

Standard Character Claim:

Mark Drawing Type.

1 - TYPESET WORD(S) (LETTER(S) /NUMBER(S)

## **Goods and Services**

Note: The following symbols indicate that the registrant/owner has amended the goods/services.

Brackets [ ] indicate deleted goods/services
 Double parenthesis {( , )} identify any goods/services not claimed in a Section 15 affidavit of incontestability, and
 Asterisks "..." identify additional (new) wording in the goods/services.

luggage

International Class(es): 018 - Primary Class

U.S Class(es):

001, 002, 003, 022, 041

Class Status:

Filed No Basis: No

ACTIVE

Basis:

1(a)

First Use: Jan. 1985

Use in Commerce:

Jan 1985

## **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D; No	Currently 44D: No	Amended 44D: No
Filed 44E; No	Currently 44E; No	Amended 44E: No
Filed 66A: No	Currently 66A: No	

Currently No Basis: No

## Current Owner(s) Information

Owner Name:

Jansport Appare Corp.

Owner Address:

3411 S verside Road Wilmington, DELAWARE 19810 UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

## Attorney/Correspondence Information

Attorney of Record

Attorney Name: Kia H Wimmer

**Docket Number:** 

JAC-4964-US

Attorney Primary Email kia\_h\_wimmer@vfc.com

Attorney Email Authorized:

Address.

Yes

Correspondent

Correspondent

Name/Address:

Kia H Wimmer JanSport Appare Corp 3411 S verside Road 200 Hanby Building Wilmington, DELAWARE 19810 UNITED STATES

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mail: kia\_h\_wimmer@vfc.com pe legi@vfc.com

Correspondent e-mail

Authorized:

Yes

Domestic Representative - Not Found

## **Prosecution History**

Date	Description	Proceeding Number
Jan 15 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan 15, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul 21, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	64591
Jul 21, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul 20, 2010	TEAS SECTION 8 & 9 RECEIVED	
Nov. 15, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK	64591
Oct 24, 2006	ASSIGNED TO PARALEGAL	64591
Aug 22 2006	REGISTERED - SEC 8 (6-YR) & SEC 15 FILED	
Aug 22_2006	TEAS SECTION 8 & 15 RECEIVED	
Mar. 06, 2006	CASE FILE IN TICRS	
Aug 01, 2000	REGISTERED-PRINCIPAL REGISTER	
May 09, 2000	PUBLISHED FOR OPPOSITION	
Apr 08 2000	NOTICE OF PUBLICATION	
Dec 22_1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov 18 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep 29 1999	NON-FINAL ACTION MAILED	
Sep 21 1999	ASSIGNED TO EXAMINER	72153

# Maintenance Filings or Post Registration Information

Affidavit of Continued

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

#### Renewal Date:

Aug. 01, 2010

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location:

Jul. 21, 2010

## **Proceedings**

Summary

Number of Proceedings:

5

Type of Proceeding: Opposition

Proceeding Number: 91207023

Sep 17, 2012

Status: Terminated

Filing Date:

Sep 04 2015

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name:

Standard Sales, Inc.

Correspondent Address:

CHRISTOPHER CHAUDOIR LAW OFFICES OF CHRISTOPHER CHAUDOIR 181 SYCAMORE AVE SAN MATEO CA., 94402-1033 UNITED STATES

Correspondent e-mail:

chowder262@gmail.com

Associated marks

Mark	Application Status	Serial Registration Number Number
STANSPORT SINCE 1949	Notice of Allowance - Issued	<u>85358921</u>
STANSPORT SINCE 1949	Notice of Allowance - Issued	85364824

Plaintiff(s)

Name: JanSport Apparel Corp

Correspondent Address:

PAUL J KENNEDY
PEPPER HAMILTON LLP
3000 TWO LOGAN SQUARE\_EIGHTEENTH AND ARCH STREETS
PHILADELPHIA PA 19103-2799
UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com catalant@pepperlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	78444401	2997678
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Renewad	75275443	2229974
	Prosecution History		

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 17, 2012	
2	NOTICE AND TRIAL DATES SENT ANSWER DUE	Sep 17, 2012	Oct 27, 2012

3		PENDING INSTITUTED	Sep 17, 2012
4		ANSWER	Oct 25, 2012
5		STIPULATION FOR AN EXTENSION OF TIME	Feb 19, 2013
6		EXTENSION OF TIME GRANTED	Feb 19, 2013
7		STIP TO SUSP PEND SETTL NEGOTIATIONS	Jun 20, 2013
8		SUSPENDED	Jun 20, 2013
9		STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 18, 2013
10		SUSPENDED	Sep 18, 2013
11		STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 19, 2013
12		SUSPENDED	Nov 19, 2013
13		STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 20, 2013
14		SUSPENDED	Dec 20, 2013
15		STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 17, 2014
16		SUSPENDED	Jan 17, 2014
17		STIP TO SUSP PEND SETTL NEGOTIATIONS	Feb 14, 2014
18		SUSPENDED	Feb 14, 2014
19	- 0	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 14, 2014
20		SUSPENDED	Mar 14, 2014
21		STIP FOR EXT	Apr 11, 2014
22		EXTENSION OF TIME GRANTED	Apr 11, 2014
23		STIP FOR EXT	May 16, 2014
24		EXTENSION OF TIME GRANTED	May 16, 2014
25		STIP FOR EXT	Jun 19, 2014
26		EXTENSION OF TIME GRANTED	Jun 19, 2014
27		STIP FOR EXT	Jul 16, 2014
28		EXTENSION OF TIME GRANTED	Jul 16, 2014
29		STIP FOR EXT	Sep 12, 2014
30		EXTENSION OF TIME GRANTED	Sep 12, 2014
31		P MOT FOR EXT W/ CONSENT	Nov 14, 2014
32		EXTENSION OF TIME GRANTED	Dec 03, 2014
33		P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 06, 2015
34		SUSPENDED	Jan 29, 2015
35		P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 26, 2015
36		SUSPENDED	Apr 09, 2015
37		W/DRAW OF OPPOSITION	Aug 25, 2015
38		BD DECISION DISMISSED W/O PREJ	Sep 04, 2015
39		TERMINATED	Sep 04, 2015
		Type of Proceeding: Opposition	

Proceeding Number: 91189856

Filing Date:

Apr 22, 2009

Status: Terminated

Status Date:

Jul 31, 2009

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport, Ltd

Correspondent Address;

ROSEN, ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA , 91320-2723 UNITED STATES

Correspondent e-mail:

allyrose glamsport@qmail.com

Associated marks

Mark

**Application Status** 

Serial Number Registration Number

GLAMSPORT

Abandoned - After Inter-Partes Decision

77535100

Plaintiff(s)

Name:

JanSport Apparel Corp.

#### Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , mulligar@pepperlaw.com , catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknow edged	77103904	3316763

#### **Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 22, 2009	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Apr 22, 2009	Jun 01, 2009
3	PENDING, INSTITUTED	Apr 22, 2009	
4	NOTICE OF DEFAULT	Jun 16, 2009	
5	BOARD'S DECISION SUSTAINED	Jul 31, 2009	
6	TERMINATED	Jul 31, 2009	
7	PAPER RECEIVED AT TTAB	Dec 03, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91187082

Filing Date:

Oct 21, 2008

Status: Terminated

Status Date:

Jan 29 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

qingwen xu

Correspondent Address:

OINGWEN XU 710 DUCOMMUN ST LOS ANGELES CA , 90012-3420 UNITED STATES

Correspondent e-mail:

Monday786@msn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
SAMSPORT	Abandoned - After Inter-Partes Decision	77393271	

Plaintiff(s)

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepper.aw.com , muligar@pepperlaw.com catalant@pepperlaw.com

Associated marks

Mark	Appli	cation Status		Serial Number	Registration Number
JANSPORT	Renewed	i		73099988	1089701
JANSPORT	Renewed	1		<u>74571558</u>	1919738
JANSPORT	Renewe	1		75731024	2372601
JANSPORT	Section 8	and 15 - Accepted and Acknowledged		77103904	3316763
JANSPORT	Section 8	and 15 - Accepted and Acknowledged		78429232	3066768
	Pro	secution History			
Entry Number	History Text		Date		Due Date
1	FILED AND FEE		Oct 21, 2008	3	
2	NOTICE AND TRIAL DATES SENT, ANSWER DI	JE	Oct 21, 2008	3	Nov 30, 2008
3	PENDING INSTITUTED		Oct 21, 2008	3	
4	NOTICE OF DEFAULT		Dec 15, 2008	8	

Type of Proceeding: Opposition

Proceeding Number: 91182474

BOARD'S DECISION SUSTAINED

Filing Date:

Feb 14 2008

Status: Terminated

**TERMINATED** 

Status Date:

Jan 29, 2009

Jan 29, 2009

Jun 02 2008

Interlocutory Attorney: LINDA M SKORO

Defendant

Name:

Shayla C Stevens

Correspondent Address:

Shayla C Stevens P O Box 5682 Allanta GA 31107-0682 UNITED STATES

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
GLAMSPORT	Abandoned - After Inter-Partes Decision	77040109	
	Plaintiff(e)		

JanSport Apparel Corp.

Correspondent Address:

Pau J Kennedy Pepper Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA , 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com \_ mulligar@pepperlaw.com \_ catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Numb <del>e</del> r	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	299767B
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

**Prosecution History** 

	1 Todasation I tratary		
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 14, 2008	
2	NOTICE AND TRIAL DATES SENT ANSWER DUE	Feb 15, 2008	Mar 26 2008
	PENDING INSTITUTED		

3		Feb 15, 2008
4	NOTICE OF DEFAULT	Apr 14 2008
5	BOARD'S DECISION SUSTAINED	Jun 02, 2008
6	TERMINATED	Jun 02, 2008

Type of Proceeding: Opposition

Proceeding Number: 91182283 Filing Date:

Feb 06\_2008

Status: Terminated Status Date:

Jul 06 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

Bedare LLC

Correspondent Address:

DAVID SCHREFF BEDARE LLC 42 STONE BROOK LANE COS COB CT , 06807-1113 UNITED STATES

Correspondent e-mail:

bedare@aol.com

Associated marks

Mark
Application Status
Application Status

Abandoned - After Inter-Partes Decision
Plaintiff(s)

Plaintiff(s)

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , mulligar@pepperlaw.com , catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
	Prosecution History		

Entry Number	History Text	Date	Due Date
1	F LED AND FEE	Feb 06, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 06 2008	Mar 17, 2008
3	PENDING INSTITUTED	Feb 06, 2008	
4	ANSWER	Feb 26, 2008	
5	STIPULATION FOR INTRODUCTION OF EVIDENCE	Dec 08, 2008	
6	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
7	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
В	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
9	TEST MONY FOR PLAINTIFF	Jan 12, 2009	
10	P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS	Jan 12, 2009	
11	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	

12	BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009
13	BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009
14	WITHDRAWAL OF APPLICATION	Jul 01, 2009
15	BOARD'S DECISION SUSTAINED	Jul 06, 2009
16	TERMINATED	Jul 06, 2009

Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22 and 41

United States Patent and Trademark Office

Reg. No. 3,316,763 Registered Oct. 23, 2007

# TRADEMARK PRINCIPAL REGISTER

# **JANSPORT**

JANSPORT APPAREL CORP. (DELAWARE COR-PORATION) 3411 SILVERSIDE ROAD WILMINGTON, DE 19810

FOR: ALL PURPOSE SPORTING BAGS, ALL PURPOSE CARRYING BAGS, SOFT LUGGAGE, LUGGAGE CASES, BACKPACKS, DAYPACKS, FANNY PACKS, FRAME BACKPACKS, KNAPSACKS, BOOK BAGS FOR TRAVELING, TOTE BAGS, DUFFEL BAGS, HANDBAGS, GARMENT BAGS FOR TRAVELING, CLOTHING BAGS FOR TRAVELING, AND STRAPS FOR LUGGAGE AND STRAPS FOR HANDBAGS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 12-21-1973; IN COMMERCE 12-21-1973.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,919,738, 2,483,660 AND OTHERS.

SER. NO. 77-103,904, FILED 2-9-2007.

GEORGE LORENZO, EXAMINING ATTORNEY

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Mark: JANSPORT

**JANSPORT** 

US Serial Number: 77103904

Application Filing Date:

Feb. 09, 2007

US Registration Number: 3316763

Registration Date:

Oct. 23, 2007

Register:

Principal

Mark Type:

Trademark

Status:

A Sections 8 and 15 combined declaration has been accepted and acknowledged

Status Date:

Jul 16, 2013

Publication Date: Aug 07, 2007

### **Mark Information**

Mark Literal Elements:

JANSPORT

Standard Character Claim:

Yes. The mark consists of standard characters without claim to any particular font style, size, or color

Mark Drawing Type:

4 - STANDARD CHARACTER MARK

### **Related Properties Information**

Claimed Ownership of US Registrations:

1919738, 2372601, 2483660 and others

## **Goods and Services**

Note: The following symbols indicate that the registrant/owner has amended the goods/services

- Brackets [ ] indicate deleted goods/services
- Double parenthesis (( )) identify any goods/services not claimed in a Section 15 affidavit of incontestability, and
- Asterisks \*..\* identify additional (new) wording in the goods/services

For

ALL PURPOSE SPORTING BAGS, ALL PURPOSE CARRYING BAGS, SOFT LUGGAGE, LUGGAGE CASES, BACKPACKS. DAYPACKS, FANNY PACKS, FRAME BACKPACKS, KNAPSACKS, BOOK BAGS FOR TRAVELING. TOTE BAGS, DUFFEL BAGS, HANDBAGS, GARMENT BAGS FOR TRAVELING. CLOTHING BAGS FOR TRAVELING, AND STRAPS FOR LUGGAGE AND STRAPS FOR HANDBAGS.

International Class(es): 018 - Primary Class

U.S Class(es):

001,002 003 022,041

Class Status:

ACTIVE

Basis:

1(a)

First Use: Dec 21, 1973

Use in Commerce:

Amended Use: No

Dec. 21, 1973

# **Basis Information (Case Level)**

Filed Use: Yes Currently Use: Yes

Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
led No Basis: No	Currently No Basis: No	

# Current Owner(s) Information

Owner Name:

JANSPORT APPAREL CORP

Owner Address:

3411 SILVERSIDE ROAD

WILMINGTON DELAWARE UNITED STATES 19810

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

# Attorney/Correspondence Information

Attorney of Record

Attorney Name: Kia H. Wimmer

**Docket Number:** 

JAC-13042-US

Yes

Attorney Primary Email kla h wimmer@vlc.com Address:

Attorney Email Authorized:

Correspondent

Correspondent

Name/Address:

Kia H Wimmer JanSport Apparel Corp 3411 Silverside Road 200 Hanby Building

Wilmington DELAWARE UNITED STATES 19810

Phone: 302-477-3930

Fax;

302-477-3932

Correspondent e-mail: kla h wimmer@v[c.com pellegi@vfc.com

Correspondent e-mail Authorized:

Yes

Domestic Representative - Not Found

### **Prosecution History**

Date	Description	Proceeding Number
Jan. 15, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan, 15, 2015	TEAS REVOKE APPOINT ATTORNEY RECEIVED	
Jul 16, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jul 16, 2013	REGISTERED - SEC 8 (6-YR) ACCEPTED & SEC 15 ACK	69471
Jul 16, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Jul 01, 2013	TEAS SECTION 8 & 15 RECEIVED	
Oct. 23, 2007	REGISTERED PRINCIPAL REGISTER	
Aug 07 2007	PUBLISHED FOR OPPOSITION	
Jul 18 2007	NOTICE OF PUBLICATION	
Jul 03 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	77075
Jul 03 2007	ASSIGNED TO LIE	77075
May 30 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 30, 2007	ASSIGNED TO EXAMINER	73359
Feb. 16, 2007	NOTICE OF PSEUDO MARK MAILED	
Feb. 15, 2007	NEW APPLICATION ENTERED IN TRAM	

# Maintenance Filings or Post Registration Information

Use:

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

### TM Staff and Location Information

TM Staff Information - None File Location

Current Location: TMEG LAW OFFICE 101

Date in Location:

Jul. 16, 2013

### **Proceedings**

Summary

Number of Proceedings:

5

Type of Proceeding: Opposition

Proceeding Number: 91207023

Filing Date:

Sep 17, 2012

Status: Terminated

Status Date:

Sep 04, 2015

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name:

Standard Sales, Inc.

Correspondent Address:

CHRISTOPHER CHAUDOIR LAW OFFICES OF CHRISTOPHER CHAUDOIR 181 SYCAMORE AVE SAN MATEO CA UNITED STATES , 94402-1033

Correspondent e-mail:

chowder262@gmail.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
STANSPORT SINCE 1949	Notice of Allowance - Issued	<u>85358921</u>	
STANSPORT SINCE 1949	Notice of Allowance - Issued	85364824	

Plaintiff(s)

Name: JanSport Apparel Corp

Correspondent Address:

PAUL J KENNEDY PEPPER HAMILTON LLP 3000 TWO LOGAN SQUARE EIGHTEENTH AND ARCH STREETS PHILADELPHIA PA UNITED STATES , 19103-2799

Correspondent e-mail:

kennedyp@pepperlaw.com . catalant@pepperlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	78444401	2997678
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Renewed	75275443	2229974

**Prosecution History** 

Entry Number History Text FILED AND FEE

Date Due Date

Sep 17, 2012

39	TERMINATED  Type of Proceeding: Opposition	Sep 04, 2015	
38	BD DECISION: DISMISSED W/O PREJ	Sep 04, 2015	
37	W/DRAW OF OPPOSITION	Aug 25, 2015	
36	SUSPENDED	Apr 09, 2015	
35	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 26, 2015	
34	SUSPENDED	Jan 29, 2015	
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 06, 2015	
32	EXTENSION OF TIME GRANTED	Dec 03, 2014	
31	P MOT FOR EXT W/ CONSENT	Nov 14, 2014	
30	EXTENSION OF TIME GRANTED	Sep 12, 2014	
29	STIP FOR EXT	Sep 12, 2014	
28	EXTENSION OF TIME GRANTED	Jul 16, 2014	
27	STIP FOR EXT	Jul 16, 2014	
26	EXTENSION OF TIME GRANTED	Jun 19, 2014	
25	STIP FOR EXT	Jun 19, 2014	
24	EXTENSION OF TIME GRANTED	May 16, 2014	
23	STIP FOR EXT	May 16, 2014	
22	EXTENSION OF TIME GRANTED	Apr 11, 2014	
21	STIP FOR EXT	Apr 11, 2014	
20	SUSPENDED	Mar 14, 2014	
19	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 14, 2014	
18	SUSPENDED	Feb 14, 2014	
17	STIP TO SUSP PEND SETTL NEGOTIATIONS	Feb 14, 2014	
16	SUSPENDED	Jan 17, 2014	
15	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 17, 2014	
14	SUSPENDED	Dec 20, 2013	
13	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 20, 2013	
12	SUSPENDED	Nov 19, 2013	
11	STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 19, 2013	
10	SUSPENDED	Sep 18, 2013	
9	STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 18, 2013	
8	SUSPENDED	Jun 20, 2013	
7	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jun 20, 2013	
6	EXTENSION OF TIME GRANTED	Feb 19, 2013	
5	STIPULATION FOR AN EXTENSION OF TIME	Feb 19, 2013	
4	ANSWER	Oct 25, 2012	
3	PENDING, INSTITUTED	Sep 17, 2012	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Sep 17, 2012	Oct 27, 2012

Proceeding Number: 91189856 Filing Date:

Apr 22, 2009

Status: Terminated

Status Date:

Jul 31, 2009

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport, Ltd.

Correspondent Address:

ROSEN, ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA UNITED STATES , 91320-2723

Correspondent e-mail:

allyrose glamsport@gmail.com

Associated marks

Serial Registration Mark Application Status Number Number GLAMSPORT Abandoned - After Inter-Partes Decision

Plaintiff(s)

77535100

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA UNITED STATES \_ 19103-2799

Correspondent e-mail;

kennedyp@pepperlaw.com muligar@pepperlaw.com catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 22, 2009	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Apr 22, 2009	Jun 01, 2009
3	PENDING_INSTITUTED	Apr 22, 2009	
4	NOTICE OF DEFAULT	Jun 16, 2009	
5	BOARD'S DECISION: SUSTAINED	Jul 31, 2009	
6	TERMINATED	Jul 31 2009	
7	PAPER RECEIVED AT TTAB	Dec 03, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91187082

Filing Date:

Oct 21, 2008

Status: Terminated

Status Date:

Jan 29, 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

qingwen xu

Correspondent Address:

OINGWEN XU
710 DUCOMMUN ST

LOS ANGELES CA UNITED STATES 90012-3420

Correspondent e-mail:

Monday786@msn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
SAMSPORT	Abandoned - After Inter-Partes Decision	77393271	

Plaintiff(s)

Name:

JanSport Apparel Corp.

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA UNITED STATES , 19103-2799

Correspondent e-mail:

 $\underline{\mathsf{kennedyp@pepperlaw.com}}, \underline{\mathsf{mulligar@pepperlaw.com}}, \underline{\mathsf{catalant@pepperlaw.com}}$ 

Associated marks

Mark Application Status Serial Registration

				Number	Number
JANSPORT		Renewed		73099988	1089701
JANSPORT		Renewed		74571558	1919738
JANSPORT		Renewed		75731024	2372601
JANSPORT		Section 8 and 15 - Accepted and Acknowledged		77103904	3316763
JANSPORT		Section 8 and 15 - Accepted and Acknowledged		78429232	3066768
		Prosecution History			
Entry Number	History Text	,	Date		Due Date
à l	FILED AND FEE		Oct 21, 2008		200 0000
2	NOTICE AND TRIAL DATES SEN	T. ANSWER DUE	Oct 21, 2008		Nov 30 2008
3	PENDING INSTITUTED		Oct 21, 2008		
4	NOTICE OF DEFAULT		Dec 15, 2008	,	
5	BOARD'S DECISION SUSTAINE	D	Jan 29, 2009		
6	TERMINATED		Jan 29, 2009		
		Type of Proceeding: Opposition			
Proceeding N	umber: 91182474	Filing Date:			
Feb 14, 2008					
	Status: Term nated	Status Date:			
Jun 02: 2008					
	LINEA MEKERO				
Interlocutory At	torney: LINDA M SKORO				
		Defendant			
	Name:				
Shay a C Stevens					
Correspondent Ac	ddress:				
Shay a C. Stevens P O. Box 5682 Atlanta GA UNITED ST	TATES . 31107-0682				
Associated marks					
				Serial	Registration
Mark		Application Status		Number	
GLAMSPORT		Abandoned - After Inter-Partes Decision  Plaintiff(s)		77040109	
	Name:				
JanSport Apparel Corp	<b>)</b> .				
Correspondent Ac	idress:				
Paul J. Kennedy Pepper Hamilton LLP 3000 Two Logan Squa	re, Eighleenth and Arch Streets				
	ED STATES , 19103-2799				
Correspondent					
	.com , multigar@pepperlaw.com cat	alant@pepperlaw.com			
Associated marks					
Mark		Application Status		Serial Number	Registration Number
JANSPORT		Expired		73009358	1042278
JANSPORT		Renewed		73099988	1089701
JANSPORT		Renewed		74571558	1919738
JANSPORT		Renewed		75275443	2229974
JANSPORT		Renewed		75731024	2372601
JANSPORT		Cancelled - Sect on 8		75888149	2483660
JANSPORT		Renewed		78444401	2997678
JANSPORT		Section 8 and 15 - Accepted and Acknowledged		77103904	3316763
JANSPORT		Section 8 and 15 - Accepted and Acknowledged		78429232	3066768

	Prosecution History		
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 14, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 15, 2008	Mar 26 2008
3	PENDING, INSTITUTED	Feb 15, 2008	
4	NOTICE OF DEFAULT	Apr 14, 2008	
5	BOARD'S DECISION SUSTAINED	Jun 02, 2008	

6 TERMINATED Jun 02 2008

Type of Proceeding: Opposition

Filing Date:

Due Date

Date

Jul 01, 2009

Jul 06 2009

Feb 06, 2008

Status Terminated Status Date:

Jul 06, 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

Proceeding Number: 91182283

Bedare LLC

Correspondent Address:

DAVID SCHREFF BEDARE LLC 42 STONE BROOK LANE COS COB CT UNITED STATES , 06807-1113

Correspondent e-mail:

bedare@aol.com

Associated marks

 Mark
 Application Status
 Serial Number
 Registration Number

 DANSPORT
 Abandoned - After Inter-Partes Decision
 77145834

Plaintiff(s)

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J. Kennedy Pepper Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA UNITED STATES, 19103-2799

Correspondent e-mail:

kennedyp@pepperlaw.com . mulligar@pepperlaw.com catalant@pepperlaw.com

**History Text** 

WITHDRAWAL OF APPLICATION

BOARD'S DECISION: SUSTAINED

#### Associated marks

**Entry Number** 

14

15

Mark	Application Status	Serial Number	Registration Number
JANSPORT	€xpred	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
	Prosecution History		

1	FILED AND FEE	Feb 06, 2008		
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 06_2008	Mar 17, 2008	
3	PENDING INSTITUTED	Feb 06, 2008		
4	ANSWER	Feb 26 2008		
5	STIPULATION FOR INTRODUCTION OF EVIDENCE	Dec 08, 2008		
6	TESTIMONY FOR PLAINTIFF	Jan 12 2009		
7	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12 2009		
8	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12 2009		
9	TESTIMONY FOR PLAINTIFF	Jan 12 2009		
10	P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS	Jan 12 2009		
11	TESTIMONY FOR PLAINTIFF	Jan 12, 2009		
12	BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009		
13	BRIEF ON MERITS FOR PLAINTIFF	Jun 25 2009		

16 TERMINATED Jul 06, 2009

Int. Cl.: 18, 22, 25

Prior U.S. Cl.: 3, 22, 39, 50

United States Patent Office

Reg. No. 1,089,701 Registered Apr. 18, 1978

### TRADEMARK Principal Register



K-2 Corporation (Indiana corporation) Vashon, Wash. 98070

For: BACKPACKS, PACK FRAMES, PACK BAGS, RUCKSACKS, STUFF BAGS AND RELATED ACCESSORIES—NAMELY, STRAPS, PADS AND BELTS—in CLASS 18 (U.S. CLS. 3 and 22).

First use Jan. 1, 1973; in commerce Jan. 1, 1973. For: SPORTING GOODS—NAMELY, TENTS—in CLASS 22 (U.S. CL. 50).

First uso May 1, 1973; in commerce May 1, 1973,

For: CLOTHING—NAMELY, PARKAS, JACKETS, VESTS AND RAIN SLICKERS—in CLASS 25 (U.S. CL\_ 39).

First use Feb. 1, 1976; in commerce Feb. 1, 1976.

Owner of Reg. Nos. 945,747 and 1,042,278.

Ser. No. 99,988, filed Sept. 16, 1976.

B. A. CHAPMAN, Examiner

Generated on:

This page was generated by TSDR on 2015-11-24 11 21 11 EST

Mark: JANSPORT

JANSPORT

US Serial Number: 73099988 Application Filing Date:

Sep 16 1976

US Registration Number: 1089701 Registration Date:

Apr. 18, 1978

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed

Status Date:

May 07, 2008

### Mark Information

Mark Literal Elements:

**JANSPORT** 

Standard Character Claim:

No

Mark Drawing Type:

5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

# **Related Properties Information**

Claimed Ownership of US Registrations

0945747 1042278

### Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services

- Brackets [ ] ind cale deleted goods/services
- Double parenthesis ((,,)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and

Asterisks \* . \* identify additional (new) wording in the goods/services

For

BACKPACKS, PACK FRAMES, PACK BAGS, RUCKSACKS, STUFF BAGS AND RELATED ACCESSORIES-NAMELY, STRAPS PADS AND BELTS

International Class(es): 018 - Primary Class

U.S Class(es):

003, 022

Class Status:

ACTIVE

Basis:

1(a)

First Use: Jan 01, 1973

Use in Commerce:

Jan 01, 1973

For:

[ SPORTING GOODS-NAMELY, TENTS ]

International Class(es): 022 - Primary Class

U.S Class(es):

001 002, 007, 019, 022, 042, 050

Class Status:

**SECTION 8 - CANCELLED** 

Basis:

1(a)

First Use: May 01, 1973

Use in Commerce:

May 01 1973

CLOTHING-NAMELY\_[ PARKAS, ] JACKETS [ VESTS AND RAIN SLICKERS ]

International Class(es): 025 - Primary Class

U.S Class(es):

022 039

Class Status;

ACTIVE

Basis:

1(a)

First Use: Feb 01, 1976

Use in Commerce

Feb 01, 1976

# **Basis Information (Case Level)**

Filed Use: Yes Currently Use: Yes Amended Use: No Filed ITU: No Currently ITU: No Amended ITU: No Filed 44D: No Currently 44D: No Amended 44D: No Filed 44E: No Currently 44E: No Amended 44E: No Filed 66A: No Currently 66A: No.

Currently No Basis: No

### Current Owner(s) Information

Owner Name:

Filed No Basis: No

JANSPORT APPAREL CORP.

Owner Address:

3411 SILVERSIDE ROAD WILMINGTON DELAWARE 19810 UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

### Attorney/Correspondence Information

Attorney of Record

Attorney Name: Kia H Wimmer

**Docket Number:** 

JAC-3815 US

Attorney Primary Email kia h wimmer@vfc.com

Address:

Attorney Email

Authorized:

Yes

Correspondent

Correspondent Name/Address:

Ka H. Wimmer JanSport Apparel Corp. 3411 Silvers de Road 200 Hanby Building Wilmington, DELAWARE 19810 UNITED STATES

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mail: kia h wimmer@vfc.com pellegi@vfc.com

Correspondent e-mail Authorized.

Yes

**Domestic Representative - Not Found** 

# **Prosecution History**

Date	Description	Proceeding Number
Jan 15 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan 15 2015	TEAS REVOKE APPOINT ATTORNEY RECEIVED	
May 07, 2008	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	68502
May 07_2008	REGISTERED - SEC 9 GRANTED/CHECK RECORD FOR SEC 8	68502
May 07, 2008	REGISTERED - PARTIAL SEC 8 (10-YR) ACCEPTED	68502
Apr 18_2008	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
May 05, 2008	ASSIGNED TO PARALEGAL	68502
Apr. 18, 2008	TEAS SECTION 8 & 9 RECEIVED	
Apr 09 2008	ATTORNEY REVOKED AND/OR APPOINTED	
Apr. 09, 2008	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec 10 2007	CASE FILE IN TICRS	
May 28, 1998	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Apr. 17, 1998	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	
Sep 20 1983	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK	

### Maintenance Filings or Post Registration Information

Affidavit of Continued

Use:

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Apr. 18 2008

Change in Registration:

Yes

### TM Staff and Location Information

TM Staff Information - None File Location

Current Location: POST REGISTRATION

Date in Location:

May 07 2008

# **Assignment Abstract Of Title Information**

Summary

Total Assignments: 8

Registrant:

K-2 CORPORATION

### Assignment 1 of 8

Conveyance:

ASSIGNOR HEREBY RESERVES TO HIMSELF A PERSONAL NON-EXCLUSIVE, NONASSIGNABLE LICENSE UNDER SAID MARK, SUBJECT TO CONDITIONS RECITED (SEE RECORD FOR DETAILS)

Reel/Frame: 0298/0646

Pages:

Date Recorded: Nov. 19, 1976

Supporting Documents:

No Supporting Documents Available

Assignor

Name: K-2 CORPORATION

Execution Date:

Nov 18, 1976

Legal Entity Type: CORPORATION

State or Country Where Organized:

INDIANA

Assignee

Name:

K-2 CORPORATION	
Legal Entity Type: CORPORATION	State or Country Where Organized:
INDIANA	- 17
Address	
No Assignee Address Found	
	Correspondent
Correspondent Name:	
HOUGHER, GARVEY & SCHUBERT	
Correspondent Address:	
8TH FLOOR	
1019 19TH STREET, N.W WASHINGTON DC 20036	
WASHINGTON DC 20030	Domestic Representative - Not Found
	Assignment 2 of 8
Conveyance:	Configuration 5 of 0
	HEREBY PLEDGES ASSIGNS GRANTS AND GIVES TO ASSIGNEE A
	AID MARK SUBJECT TO AGREEMENT RECITED (SEE RECORD FOR
Reel/Frame: 0419/0545	Pages:
8	
Date Recorded: Jul 12, 1982	
Supporting Documents:	
No Supporting Documents Available	
	Assignor
Name: DOWNERS, INC.	Execution Date:
Apr. 21, 1982	
Legal Entity Type: CORPORATION	State or Country Where Organized:
WISCONSIN	
	Assignee
Name:	
ITTI COMMERCIAL FINANCE DIVISION OF ITT DIVERSIFIE	ED CREDIT CORP
Legal Entity Type: CORPORATION	State or Country Where Organized:
DELAWARE	
Address;	
STE 1920	
100 SOUTH WACKER DRIVE	
CHICAGO, ILLINOIS 60606	Correspondent
Correspondent Name:	Correspondent
ITT COMMERCIAL FINANCE A DIV. OF	
Correspondent Address: ITT DIVERSIFIED CREDIT CORP	
HARTFORD PLAZA  100 S WACKER DR  CHICAGO IL 60606	
	Domestic Representative - Not Found
0-10	Assignment 3 of 8
Conveyance:	
ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL	
Reel/Frame: 0414/0343	Pages:
1	
Date Recorded: Apr 30 1982	

Assignor

Execution Date:

Supporting Documents:
No Supporting Documents Available

Name: K-2 CORPORATION

Apr. 22, 1982 Legal Entity Type: CORPORATION State or Country Where Organized: INDIANA Assignee Name: DOWNERS, INC. Legal Entity Type: CORPORATION State or Country Where Organized: WISCONSIN Address: 2425 WEST PACKARD ST APPLETON WISCONSIN 54913 Correspondent Correspondent Name: **GRAYBEAL & UHLIR** Correspondent Address: 2810 SEATTLE-FIRST NATIONAL BANK BLDG 1001 4TH AVE SEATTLE, WA 98154 Domestic Representative - Not Found Assignment 4 of 8 Conveyance: AS SECURITY FOR OBLIGATIONS RECITED, ASSIGNOR HEREBY ASSIGNS THE ENTIRE INTEREST UNDER SAID MARK, SUBJECT TO AGREEMENT RECITED Reel/Frame: 0443/0302 Pages: 29 Date Recorded: May 23 1983 **Supporting Documents:** No Supporting Documents Available Assignor Name: JANSPORT CORP. **Execution Date:** Mar. 01, 1983 Legal Entity Type: CORPORATION State or Country Where Organized: WISCONSIN Assignee Name: FIRST BANK (N.A.) Legal Entity Type: UNKNOWN State or Country Where Organized: No Place Where Organized Found Address: No Assignee Address Found Name: FIRST NATIONAL BANK OF MINNEAPOLIS Legal Entity Type: UNKNOWN State or Country Where Organized: No Place Where Organized Found Address: No Assignee Address Found Name: FIRST BANK INTERNATIONAL, INC. Legal Entity Type: UNKNOWN State or Country Where Organized:

No Place Where Organized Found

No Assignee Address Found

Address:

	Correspondent	
Correspondent Name:		
MINAHAN & PETERSON		
Correspondent Address:		
815 EAST MASON ST MILWAUKEE, WI 53202		
	Domestic Representative - Not Found	
	Assignment 5 of 8	
Conveyance:		
CHANGE OF NAME 19830121	Table 1	
Reel/Frame; 0440/0304	Pages:	
3		
Date Recorded: May 06, 1983		
Supporting Documents:		
No Supporting Documents Available		
	Assignor	
Name: DOWNERS, INC	C. Execution Date:	
Apr 08, 1983	<b>-</b>	
Legal Entity Type: UNKNOWN	State or Country Where Organized	
No Place Where Organized Found	- 0	
	Assignee	
Name:	_	
JANSPORT CORP		
Legal Entity Type: UNKNOWN	State or Country Where Organized:	
No Place Where Organized Found		
Address:		
No Assignee Address Found		
	Correspondent	
Correspondent Name:		
DRESSLER GOLDSMITH, ET AL		
Correspondent Address:		
1800 PRUDENTIAL PLAZA CHICAGO, IL 60601		
	Domestic Representative - Not Found	
2	Assignment 6 of 8	
Conveyance: CHANGE OF NAME 19830729		
Reel/Frame: 0447/0483	Pages:	
4 See Steen and Aug. 26, 4000		
Date Recorded: Aug 26, 1983		
Supporting Documents:		
No Supporting Documents Available	Analogo	
Name: JANSPORT CO	Assignor  RP Execution Date:	
Jun. 18, 1983	Execution date.	
Legal Entity Type: UNKNOWN	State or Country Where	
Lagar Entity Type: ONKNOWN	Organized:	
No Place Where Organized Found		
	Assignee	
Name;		
JANSPORT, INC.		
Legal Entity Type: UNKNOWN	State or Country Where Organized:	
No Place Where Organized Found		
Address*		

No Assignee Address Found Correspondent Correspondent Name: DRESSLER, GOLDSMITH ET AL. Correspondent Address: 1800 PRUDENTIAL PLAZA CHICAGO, IL 60601 Domestic Representative - Not Found Assignment 7 of 8 Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL Reel/Frame: 0469/0623 Pages: 2 Date Recorded: Jun 22 1984 Supporting Documents: No Supporting Documents Available Assignor Execution Date: Name: JANSPORT, INC. Jun. 12, 1984 State or Country Where Legal Entity Type: CORPORATION Organized: WISCONSIN Assignee Name: JANSPORT, INC... Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE Address: PO BOX 1817 2425 WEST PACKARD ST APPLETON, WISCONSIN 54913 Correspondent Correspondent Name: DRESSLER GOLDSMITH ET AL Correspondent Address: 1800 PRUDENTIAL PLAZA CHICAGO, IL 60601 **Domestic Representative - Not Found** Assignment 8 of 8 Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL Reel/Frame: 1073/0088 Pages: 9 Date Recorded: Nov 29, 1993 **Supporting Documents:** No Supporting Documents Available Assignor Name: JANSPORT, INC. **Execution Date:** Jul 03 1993 State or Country Where Organized; Legal Entity Type: CORPORATION DELAWARE Assignee Name:

State or Country Where

Organized:

JANSPORT APPAREL CORP.

Legal Entity Type: CORPORATION

DELAWARE

Address:

3411 SILVERSIDE ROAD WILMINGTON, DELAWARE 19810

Correspondent

Correspondent Name:

M RUST SHARP, ESQ

Correspondent Address:

CLARK LADNER: FORTENBAUGH & YOUNG ONE COMMERCE SQUARE 2005 MARKET ST., 22ND FLOOR PHILADELPHIA, PA 19103

**Domestic Representative - Not Found** 

### **Proceedings**

#### Summary

**Number of Proceedings:** 

8

Type of Proceeding: Opposition

Proceeding Number: 91207023

Filing Date:

Sep 17, 2012

Status: Terminated

Status Date:

Sep 04, 2015

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name:

Standard Sales, Inc.

Correspondent Address:

CHRISTOPHER CHAUDOIR LAW OFFICES OF CHRISTOPHER CHAUDOIR 181 SYCAMORE AVE SAN MATEO CA , 94402-1033 UNITED STATES

Correspondent e-mail:

chowder262@gmail.com

Associated marks

Mark	Application Status	Serial Registration Number Number
STANSPORT SINCE 1949	Notice of Allowance - Issued	<u>85358921</u>
STANSPORT SINCE 1949	Notice of Altowance - Issued	<u>85364824</u>
	Plaint(ff(s)	

Name:

JanSport Apparel Corp.

Correspondent Address:

PAUL J KENNEDY
PEPPER HAMILTON LLP
3000 TWO LOGAN SQUARE EIGHTEENTH AND ARCH STREETS
PHILADELPHIA PA , 19103-2799
UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , catalant@pepperlaw.com

### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	78444401	2997678
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	<u>75731024</u>	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Renewed	75275443	2229974

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 17, 2012	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Sep 17, 2012	Oct 27, 2012
3	PENDING INSTITUTED	Sep 17, 2012	
4	ANSWER	Oct 25, 2012	
5	STIPULATION FOR AN EXTENSION OF TIME	Feb 19, 2013	
6	EXTENSION OF TIME GRANTED	Feb 19, 2013	
7	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jun 20, 2013	
8	SUSPENDED	Jun 20, 2013	
9	STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 18, 2013	
10	SUSPENDED	Sep 18, 2013	
11	STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 19, 2013	
12	SUSPENDED	Nov 19, 2013	
13	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 20 2013	
14	SUSPENDED	Dec 20 2013	
15	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 17, 2014	
16	SUSPENDED	Jan 17, 2014	
17	STIP TO SUSP PEND SETTL NEGOTIATIONS	Feb 14, 2014	
18	SUSPENDED	Feb 14, 2014	
19	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 14, 2014	
20	SUSPENDED	Mar 14, 2014	
21	STIP FOR EXT	Apr 11 2014	
22	EXTENSION OF TIME GRANTED	Apr 11, 2014	
23	STIP FOR EXT	May 16, 2014	
24	EXTENSION OF TIME GRANTED	May 16, 2014	
25	STIP FOR EXT	Jun 19, 2014	
26	EXTENSION OF TIME GRANTED	Jun 19, 2014	
27	STIP FOR EXT	Jul 16 2014	
28	EXTENSION OF TIME GRANTED	Jul 16 2014	
29	STIP FOR EXT	Sep 12, 2014	
30	EXTENSION OF TIME GRANTED	Sep 12, 2014	
31	P MOT FOR EXT W/ CONSENT	Nov 14, 2014	
32	EXTENSION OF TIME GRANTED	Dec 03, 2014	
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 06 2015	
34	SUSPENDED	Jan 29 2015	
35	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 26 2015	
36	SUSPENDED	Apr 09, 2015	
37	W/DRAW OF OPPOSITION	Aug 25, 2015	
38	BD DECISION DISMISSED WIO PREJ	Sep 04, 2015	

Type of Proceeding: Opposition

Sep 04, 2015

Proceeding Number: 91189856 Filing Date:

Apr 22, 2009

39

Status: Terminated Status Date:

Jul 31, 2009

Interlocutory Attorney. ANDREW P BAXLEY

**TERMINATED** 

Defendant

Name:

GlamSport, Ltd

Correspondent Address:

ROSEN ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA 91320-2723 UNITED STATES

Correspondent e-mail:

allyrose glamsport@gmail.com

**Associated marks** 

Mark Application Status Serial Registration Number Number

GLAMSPORT Abandoned - After Inter-Partes Decision 77535100

Plaintiff(s)

Name:

JanSport Apparel Corp.

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA., 19103-2799 UNITED STATES

Correspondent e-mail:

 $\underline{kennedyp@pepperlaw.com} \ , \underline{mulligar@pepperlaw.com} \ | \underline{catalant@pepperlaw.com}$ 

Associated marks			
Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 22, 2009	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Apr 22, 2009	Jun 01, 2009
3	PENDING INSTITUTED	Apr 22, 2009	
4	NOTICE OF DEFAULT	Jun 16 2009	
5	BOARD'S DECISION SUSTAINED	Jul 31, 2009	
6	TERMINATED	Jul 31, 2009	
7	PAPER RECEIVED AT TTAB	Dec 03, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91187082 Filing Date:

Oct 21, 2008

Status: Terminated Status Date:

Jan 29, 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

qingwen xu

Correspondent Address:

QINGWEN XU 710 DUCOMMUN ST LOS ANGELES CA 90012-3420 UNITED STATES

Correspondent e-mail:

Monday786@msn.com

Associated marks

 Mark
 Application Status
 Serial Number
 Registration Number

 SAMSPORT
 Abandoned - After Inter-Partes Decision
 77393271

Plaintiff(s)

Name: JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA 19103-2799

#### UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com | mu | qar@pepperlaw.com | catalant@pepperlaw.com

### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	<u>3316763</u>
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

### **Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 21, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Oct 21, 2008	Nov 30, 2008
3	PENDING INSTITUTED	Oct 21, 2008	
4	NOTICE OF DEFAULT	Dec 15, 2008	
5	BOARD'S DECISION: SUSTAINED	Jan 29, 2009	
6	TERMINATED	Jan 29, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91182474

91182474

Feb 14, 2008

Status: Terminated

Status Date:

Filing Date:

Jun 02, 2008

Interlocutory Attorney: LINDA M SKORO

Defendant

Name.

Shay a C Stevens

Correspondent Address:

Shay a C Stevens P O Box 5682 Allanta GA 31107-0682 UNITED STATES

### Associated marks

Mark	Application Status	Serial Number	Registration Number
GLAMSPORT	Abandoned - After Inter-Partes Decision	77040109	
	Plaintiff(s)		

Name:

JanSport Apparel Corp.

Correspondent Address.

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA , 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , mull gar@pepperlaw.com , catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	<u>1919738</u>
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPÖRT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	<u>3316763</u>
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

### **Prosecution History**

<b>Entry Number</b>	History Text	Date	Due Date
1	FILED AND FEE	Feb 14 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 15 2008	Mar 26, 2008
3	PENDING INSTITUTED	Feb 15, 2008	
4	NOTICE OF DEFAULT	Apr 14, 2008	
5	BOARD'S DECISION: SUSTAINED	Jun 02, 2008	
6	TERMINATED	Jun 02, 2008	

Type of Proceeding: Opposition

Proceeding Number: 91182283

Filing Date:

Feb 06 2008

Status: Terminated

Status Date:

Jul 06 2009

Interlocutory Attorney. ELIZABETH A DUNN

Defendant

Name:

Bedare LLC

Correspondent Address:

DAVID SCHREFF BEDARE LLC 42 STONE BROOK LANE COS COB CT , 06807-1113 UNITED STATES

Correspondent e-mail:

bedare@aol.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DANSPORT	Abandoned - After inter-Partes Decision	77145834	

Plaintiff(s)

Name:
Jansport Apparel Corp.

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , mu igar@pepperlaw.com \_ cata ant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	<u>3316763</u>
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
	B		

### **Prosecution History**

Entry Number	History Text	Date	Due Date
3	F LED AND FEE	Feb 06, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 06, 2008	Mar 17, 2008
3	PENDING INSTITUTED	Feb 06, 2008	
4	ANSWER	Feb 26, 2008	
.5	STIPULATION FOR INTRODUCTION OF EVIDENCE	Dec 08, 2008	
5	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
	PLAINTIFF'S NOTICE OF RELIANCE		

16	TERMINATED	Jul 06, 2009
15	BOARD'S DECISION SUSTAINED	Jul 06, 2009
14	WITHDRAWAL OF APPLICATION	Jul 01, 2009
13	BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009
12	BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009
11	TESTIMONY FOR PLAINTIFF	Jan 12, 2009
10	P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS	Jan 12, 2009
9	TESTIMONY FOR PLAINTIFF	Jan 12, 2009
8	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009
7		Jan 12, 2009

Type of Proceeding: Opposition

Proceeding Number: 91178997 Filing Date:

Aug 16 2007

Status: Terminated Status Date:

Nov 30 2007

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name:

Bijoux International Inc.

Correspondent Address:

Myron Amer Myron Amer, P C 114 Old Country Road, Suite 310 Mineota NY , 11501-4410 UNITED STATES

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
EASTSPORT	Abandoned - After Inter-Partes Decision	76663093	
	Plaintiff(s)		

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP Eighteenth and Arch Streets, 3000 Two Logan Square Philadelphia PA, 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com kearneyc@pepperlaw.com mulligar@pepperlaw.com catalant@pepperlaw.com

### Associated marks

Mark	Application Status	Serial Number	Registration Number
EASTPAK	Renewed	75003973	2017368
EASTPAK	Section 8 and 15 - Accepted and Acknowledged	78429237	3124488
EASTPAK U S A	Abandoned - No Statement Of Use Filed	78501852	
EASTPAK	Cancelled - Section 8	75073029	2168049
EASTPAK	Cancelled - Section 8	75135507	2126764
EASTPAK	Renewed	75184618	2226566
EASTPAK	Renewed	73656137	1524386
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	78444401	2997678

Prosecution	History
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Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 16, 2007	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Aug 19, 2007	Sep 28 2007
3	PENDING INSTITUTED	Aug 19, 2007	

NOTICE OF DEFAULT Oct 16, 2007 4 BOARD'S DECISION SUSTAINED 5 Nov 30, 2007 **TERMINATED** Nov 30, 2007

Type of Proceeding: Opposition

Proceeding Number: 91067752 Filing Date:

May 16, 1984

Status: Terminated Status Date:

Jun 19, 1985

Interlocutory Attorney: THOMAS J QUINN

Defendant

Name:

JAYMAR RUBY, INC.

Correspondent Address:

**LUCILLE ASHFORD** HART SCHAFFNER & MARX 101 NORTH WACKER DRIVE CHICAGO IL 60606 UNITED STATES

Associated marks

Serial Registration Mark **Application Status** Number Number **JAYSPORT** 73340738 Abandoned - After Inter-Partes Decision

Plaintiff(s)

Name:

JANSPORT, INC. Correspondent Address:

DRESSLER GOLDSMITH SHORE SUTKER & MILNAMOW, LTD. ATT R HOWARD GOLDSMITH 1800 PRUDENTIAL PLAZA CHICAGO IL . 60601 UNITED STATES

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082

	Prosecution History				
Entry Number	History Text	Date	Due Date		
1	FILED AND FEE	May 16, 1984			
2	PENDING, INSTITUTED	Dec 02, 1983			
3	SUSPENDED UNT L 9-27-84	Mar 27, 1984			
4	ANSWER	Jul 02, 1984			
5	2(D) CONFUSION/M STAKE/DECEPTION W MARK	Sep 07, 1984			
6	TRIAL DATES SET	Oct 12, 1984			
7	CONSOLIDATED WITH 67,751	Oct 16, 1984			
8	WITHDRAWAL OF APPLICATION	Apr 01, 1985			
9	WITHDRAWAL OF OPPOSITION	Apr 01, 1985			
10	BOARD'S DECISION DISMISSED	May 14, 1985			
11	TERMINATED	Jun 19, 1985			

Type of Proceeding: Opposition

Proceeding Number: 91067751 Filing Date:

May 16, 1983

Status: Terminated Status Date:

Jun 05 1985

Interlocutory Attorney: THOMAS J QUINN

Defendant

Name:

JAYMAR-RUBY, INC.

Correspondent Address:

LUCILLE ASHFORD AND HART SCHAFFER

& MARX

101 NORTH WACKER DRIVE CHICAGO IL , 60606 UNITED STATES

### Associated marks

 Mark
 Application Status
 Serial Number
 Registration Number

 JAYSPORT
 Abandoned - After Inter-Partes Decision
 73340737

 Plaintiff(s)
 Plaintiff(s)

Decistantia.

Name:

JANSPORT CORP

Correspondent Address:

DRESSLER, GOLDSMITH, SHORE, SUTKER & MILNAMOW, LTD ATT R HOWARD GOLDSMITH 1800 PRUDENTIAL PLAZA CHICAGO IL , 60601 UNITED STATES

#### **Associated marks**

Mark	Ap	oplication Status	Serial Number	Registration Number
JANSPORT	Rene	wed	73099988	1089701
	Prosecution History			
Entry Number	History Text		Date	Due Date
1	FILED AND FEE		May 16, 1983	
2	PENDING, INSTITUTED		Dec 02, 1983	
3	SUSPENDED		May 09, 1984	
4	ANSWER		Jul 02, 1984	
5	2(D) CONFUSION/MISTAKE/DECEPTION W MARK		Sep 07, 1984	
6	CONSOLIDATED WITH 67,752, ANS, NOTED, COPIES FORWARDE	D	Oct 16, 1984	
7	TRIAL DATES SET		Oct 16, 1984	
8	P'S MOT FOR EXTEN. OF TIME W/ CONSENT		Jan 11, 1985	4.5
9	TRIAL DATES RESET		Jan 24, 1985	
10	P'S MOTION TO COMPEL DISCOVERY		Feb 15, 1985	
11	WITHDRAWAL OF APPLICATION		Apr 01, 1985	
12	WITHDRAWAL OF OPPOSITION		Apr 01, 1985	
13	BOARD'S DECISION DISMISSED		May 14, 1985	
14	TERMINATED		Jun 05, 1985	

Int. Cl.: 25

Prior U.S. Cl.: 39

# United States Patent and Trademark Office

Reg. No. 1,096,082 Registered July 11, 1978

### TRADEMARK

Principal Register

### **JANSPORT**

K-2 Corporation (Indiana corporation) Vashon, Wash. 98070

For: CLOTHING—NAMELY, PARKAS, JACKETS, VESTS AND RAIN SLICKERS—in CLASS 25 (U.S. CL. 39).

First use in or about February 1976; in commerce in or about February 1976.

Owner of Reg. Nos. 945,747 and 1,042,278.

Ser. No. 99,989, filed Sept. 16, 1976.

B. A. CHAPMAN, Examiner

Generated on:

This page was generated by TSDR on 2015-11-24 11 26:58 EST

Mark: JANSPORT

US Serial Number: 73099989

**Application Filing Date:** 

Sep 16 1976

US Registration Number: 1096082

Registration Date:

Jul 11...1978

Register:

Principa

Mark Type.

Trademark

Status:

The registration has been renewed

Status Date:

Aug 02 2008

### **Mark Information**

Mark Literal Elements:

JANSPORT

Standard Character Claim:

No

Mark Drawing Type:

1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

# **Related Properties Information**

Claimed Ownership of US Registrations:

0945747 1042278

### Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability, and

Asterisks ".," identify additional (new) wording in the goods/services.

For:

CLOTHING NAMELY, [ PARKAS ] JACKETS [ VESTS AND RAIN SLICKERS ]

International Class(es): 025 - Primary Class

U.S Class(es)

022, 039

Class Status:

ACTIVE

Basis:

1(a)

First Use: Feb. 1976

Use in Commerce:

Feb. 1976

### **Basis Information (Case Level)**

Filed Use:	Yes	Currently Use	Yes	Amended Use:	No
Filed ITU:	No	Currently ITU	No	Amended ITU:	No
Filed 44D:	No	Currently 44D	No	Amended 44D:	No
Filed 44E:	No	Currently 44E	No	Amended 44E:	No
Filed 66A:	No	Currently 66A	No		
Filed No Basis:	No	Currently No Basis	No		

### Current Owner(s) Information

Owner Name:

JANSPORT APPAREL CORP

Owner Address:

3411 SILVERSIDE ROAD WILMINGTON, DELAWARE 19810 UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

# **Attorney/Correspondence Information**

Attorney of Record

Attorney Name: Kia H Wimmer

Docket Number:

JAC-3816-US

Attorney Primary Email kia h wimmer@vfc.com

Address:

Attorney Email

Authorized:

Yes

Correspondent

Correspondent Name/Address;

Kia H Wimmer JanSport Apparel Corp 3411 Silverside Road 200 Harby Building W mington DELAWARE 19810 UNITED STATES

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mail: kla\_h\_wimmer@vfc.com pellegj@vfc.com

Correspondent e-mail Authorized:

Yes

Domestic Representative - Not Found

### **Prosecution History**

Date	Description	Proceeding Number
Jan. 15, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan 15 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug 02, 2008	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	67723
Aug 02 2008	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC 9 GRANTED	
Jul 22 2008	ASSIGNED TO PARALEGAL	67723
Jul 10, 2008	TEAS SECTION 8 & 9 RECEIVED	
Jun 30 2008	ATTORNEY REVOKED AND/OR APPOINTED	
Jun 30 2008	TEAS REVOKE APPOINT ATTORNEY RECEIVED	
Dec 26, 2007	CASE FILE IN TICRS	
Sep 24, 1998	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jul 09 1998	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC 8	
Oct 03, 1983	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK	

# Maintenance Filings or Post Registration Information

Affidavit of Continued Use:

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Jul 11\_2008

### TM Staff and Location Information

TM Staff Information - None File Location

Current Location: POST REGISTRATION

Date in Location:

Aug 02, 2008

# **Assignment Abstract Of Title Information**

Summary

Total Assignments: 8

Registrant:

K-2 CORPORATION

### Assignment 1 of 8

Conveyance:

ASSIGNOR HEREBY RESERVES TO HIMSELF A PERSONAL NON-EXCLUSIVE, NONASSIGNABLE LICENSE UNDER SAID MARK. SUBJECT TO CONDITIONS RECITED. (SEE RECORD FOR DETAILS)

Reel/Frame: 0298/0646

Pages:

4

Date Recorded: Nov 19 1976

Supporting Documents:

No Supporting Documents Available

Assignor

Name: K-2 CORPORATION

Execution Date:

Nov 18, 1976

Legal Entity Type: CORPORATION

State or Country Where

Organized:

INDIANA

Assignee

Name:

K-2 CORPORATION

Legal Entity Type: CORPORATION

State or Country Where

Organized:

INDIANA

Address:

No Assignee Address Found

Correspondent

Correspondent Name:

HOUGHER, GARVEY & SCHUBERT

Correspondent Address:

8TH FLOOR

1019 19TH STREET, N W WASHINGTON, DC 20036

Domestic Representative - Not Found

#### Assignment 2 of 8

Conveyance:

AS SECURITY FOR OBLIGATIONS RECITED ASSIGNOR HEREBY PLEDGES ASSIGNS. GRANTS AND GIVES TO ASSIGNEE A CONTINUING SECURITY INTEREST AND LIEN. UNDER SAID MARK SUBJECT TO AGREEMENT RECITED (SEE RECORD FOR DETAILS)

Reel/Frame: 0419/0545

Pages:

8

Date Recorded: Jul 12 1982

**Supporting Documents:** 

No Supporting Documents Available

Assignor

Name: DOWNERS, INC.

Execution Date:

Apr. 21, 1982

Legal Entity Type: CORPORATION

State or Country Where Organized:

WISCONSIN

Assignee

Name:

TTI COMMERCIAL FINANCE DIVISION OF ITT DIVERSIFIED CREDIT CORP.

Legal Entity Type: CORPORATION

State or Country Where

Organized:

DELAWARE

Address:

STE 1920 100 SOUTH WACKER DRIVE CHICAGO, ILLINOIS 60606

Correspondent

Correspondent Name:

ITT COMMERCIAL FINANCE A DIV. OF

Correspondent Address:

ITT DIVERSIFIED CREDIT CORP HARTFORD PLAZA 100 S WACKER DR. CHICAGO, IL 60606

Domestic Representative - Not Found

Assignment 3 of 8

Conveyance:

ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 0414/0343

Pages:

.

Date Recorded: Apr 30, 1982

Supporting Documents:
No Supporting Documents Available

Assignor

Name: K-2 CORPORATION

Execution Date:

Apr. 22, 1982

1

Legal Entity Type: CORPORATION

State or Country Where Organized:

INDIANA

Assignee

Name:

DOWNERS, INC.

Legal Entity Type: CORPORATION

State or Country Where

Organized;

WISCONSIN

Address:

2425 WEST PACKARD ST APPLETON, WISCONSIN 54913

Correspondent

Correspondent Name:

GRAYBEAL & UHLIR

Correspondent Address:

2810 SEATTLE-FIRST NATIONAL BANK BLDG 1001 4TH AVE

SEATTLE, WA 98154

Domestic Representative - Not Found

Assignment 4 of 8

Conveyance:

AS SECURITY FOR OBLIGATIONS RECITED, ASSIGNOR HEREBY ASSIGNS THE ENTIRE INTEREST UNDER SAID MARK,

SUBJECT TO AGREEMENT RECITED Reel/Frame: 0443/0302 Pages: 29 Date Recorded: May 23, 1983 Supporting Documents: No Supporting Documents Available Assignor Name: JANSPORT CORP **Execution Date:** Mar. 01, 1983 Legal Entity Type: CORPORATION State or Country Where Organized WISCONSIN Assignee Name: FIRST BANK (N.A.) Legal Entity Type: UNKNOWN State or Country Where Organized. No Place Where Organized Found Address: No Assignee Address Found Name: FIRST NATIONAL BANK OF MINNEAPOLIS State or Country Where Organized: Legal Entity Type: UNKNOWN No Place Where Organized Found Address: No Assignee Address Found Name: FIRST BANK INTERNATIONAL, INC. State or Country Where Organized: Legal Entity Type: UNKNOWN No Place Where Organized Found Address. No Assignee Address Found Correspondent Correspondent Name: MINAHAN & PETERSON Correspondent Address: 815 EAST MASON ST MILWAUKEE, WI 53202 **Domestic Representative - Not Found** Assignment 5 of 8 Conveyance: **CHANGE OF NAME 19830121** Reel/Frame: 0440/0304 Pages: 3 Date Recorded: May 06, 1983 **Supporting Documents:** No Supporting Documents Available

Name: DOWNERS, INC

Legal Entity Type: UNKNOWN

No Place Where Organized Found

Apr 08, 1983

Assignor

**Execution Date:** 

State or Country Where Organized:

Assignee

Name: JANSPORT CORP. Legal Entity Type: UNKNOWN State or Country Where Organized: No Place Where Organized Found Address: No Assignee Address Found Correspondent Correspondent Name: DRESSLER, GOLDSMITH, ET AL Correspondent Address: 1800 PRUDENTIAL PLAZA CHICAGO IL 60601 **Domestic Representative - Not Found** Assignment 6 of 8 Conveyance: **CHANGE OF NAME 19830729** Reel/Frame: 0447/0483 Pages: 4 Date Recorded: Aug 26 1983 **Supporting Documents:** No Supporting Documents Available Assignor Name: JANSPORT CORP **Execution Date:** Jun. 18, 1983 Legal Entity Type: UNKNOWN State or Country Where Organized: No Place Where Organized Found Assignee Name: JANSPORT, INC. State or Country Where Legal Entity Type: UNKNOWN Organized: No Place Where Organized Found Address: No Assignee Address Found Correspondent Correspondent Name: DRESSLER\_GOLDSMITH ET AL Correspondent Address: 1800 PRUDENTIAL PLAZA CHICAGO, IL 60601 Domestic Representative - Not Found Assignment 7 of 8 Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL Reel/Frame: 0469/0623 Pages: 2 Date Recorded: Jun 22 1984 **Supporting Documents:** No Supporting Documents Available Assignor Name: JANSPORT, INC **Execution Date:** 

State or Country Where

Organized:

WISCONSIN

Jun. 12, 1984

Legal Entity Type: CORPORATION

	Assignee
Name:	
JANSPORT, INC.	
Legal Entity Type: CORPORATION	State or Country Where
DELAWARE	Organized:
Address:	
P O BOX 1817	
2425 WEST PACKARD ST	
APPLETON WISCONSIN 54913	
Correspondent Name:	Correspondent
Correspondent Name:  DRESSLER GOLDSMITH ET AL	
Correspondent Address: 1800 PRUDENTIAL PLAZA	
CHICAGO L 60601	
Domesti	c Representative - Not Found
	ssignment 8 of 8
Conveyance:	
ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL	1252
Reel/Frame: <u>1073/0088</u>	Pages:
9	
Date Recorded: Nov 29, 1993	
Supporting Documents:	
No Supporting Documents Available	
Names ISSICROFT INC	Assignor
Name: JANSPORT, INC	Execution Date:
Jul 03, 1993	State or Country Milese
Legal Entity Type: CORPORATION	State or Country Where Organized:
DELAWARE	
	Assignee
Name:	
JANSPORT APPAREL CORP	
Legal Entity Type: CORPORATION	State or Country Where
DELAWARE	Organized:
Address	
3411 SILVERSIDE ROAD	
W LMINGTON, DELAWARE 19810	
	Correspondent
Correspondent Name	
M RUST SHARP, ESQ.	
Correspondent Address:	
CLARK, LADNER, FORTENBAUGH & YOUNG	
ONE COMMERCE SQUARE 2005 MARKET ST., 22ND FLOOR	
PHILADELPHIA, PA 19103	
	c Representative - Not Found
F	Proceedings
Summan	
Summary	
Number of Proceedings:	
3	home A constants
Type of Proceed	
Proceeding Number: 91189856	Filing Date:
Apr 22 2009 Status: Terminated	Status Data
	Status Date:
Jul 31, 2009	

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport, Ltd.

Correspondent Address:

ROSEN, ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA , 91320-2723 UNITED STATES

Correspondent e-mail:

allyrose.glamsport@gmail.com

**Associated marks** 

MarkApplication StatusSerial NumberRegistration NumberGLAMSPORTAbandoned - After Inter-Partes Decision77535100

Plaintiff(s)

Name:

JanSport Apparel Corp.

Correspondent Address:

Paul J. Kennedy
Pepper Hamilton LLP
3000 Two Logan SquareEighteenth and Arch Streets
Philadelphia PA \_ 19103-2799
UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com . mulligar@pepperlaw.com . catalant@pepperlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	<u>74571558</u>	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 22, 2009	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE.	Apr 22, 2009	Jun 01, 2009
3	PENDING, INSTITUTED	Apr 22, 2009	
4	NOTICE OF DEFAULT	Jun 16, 2009	
5	BOARD'S DECISION SUSTAINED	Jul 31, 2009	
6	TERMINATED	Jul 31, 2009	
7	PAPER RECEIVED AT TTAB	Dec 03, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91178997 Filing Date:

Aug 16, 2007

Status: Terminaled Status Date:

Nov 30, 2007

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name:

Bijoux International Inc.

Correspondent Address:

Myron Amer Myron Amer, P.C.

114 Old Country Road, Suite 310

Mineola NY., 11501-4410 UNITED STATES

#### Associated marks

MarkApplication StatusSerial NumberRegistration NumberEASTSPORTAbandoned - After Inter-Partes Decision76663093

Plaintiff(s)

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP Eighteenth and Arch Streets, 3000 Two Logan Square Philadelphia PA , 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com | kearneyc@pepperlaw.com | mail\_gar@pepperlaw.com | catalant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
EASTPAK	Renewed	75003973	2017368
EASTPAK	Section 8 and 15 - Accepted and Acknowledged	78429237	3124488
EASTPAK U.S.A	Abandoned - No Statement Of Use Filed	78501852	
EASTPAK	Cancelled - Section 8	75073029	2168049
EASTPAK	Cancelled - Section 8	75135507	2126764
EASTPAK	Renewed	75184618	2226566
EASTPAK	Renewed	73656137	1524386
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	78444401	2997678

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 16, 2007	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Aug 19, 2007	Sep 28, 2007
3	PENDING INSTITUTED	Aug 19, 2007	
4	NOTICE OF DEFAULT	Oct 16, 2007	
5	BOARD'S DECISION SUSTAINED	Nov 30, 2007	
6	TERMINATED	Nov 30, 2007	

Type of Proceeding: Opposition

Proceeding Number: 91067752 Filing Date:

May 16 1984

Status: Terminated Status Date:

Jun 19, 1985

Interlocutory Attorney: THOMAS J QUINN

Defendant

Name:

JAYMAR-RUBY, INC.

Correspondent Address:

LUCILLE ASHFORD HART SCHAFFNER & MARX 101 NORTH WACKER DRIVE CHICAGO IL | 60606 UNITED STATES

**Associated marks** 

MarkApplication StatusSerial NumberRegistration NumberJAYSPORTAbandoned - After Inter-Partes Decision73340738

Plaintiff(s)

#### Name:

JANSPORT, INC.

#### Correspondent Address:

DRESSLER, GOLDSMITH, SHORE, SUTKER & MILNAMOW, LTD. ATT: R HOWARD GOLDSMITH 1800 PRUDENTIAL PLAZA CHICAGO IL., 60601 UNITED STATES

### Associated marks

Mark		Application Status	Serial Number	Registration Number
JANSPORT		Renewed	73099988	1089701
JANSPORT		Renewed	73099989	1096082
	Prosecution His	itory		
Entry Number	History Text		Date	Due Date
1	FILED AND FEE		May 16, 1984	
2	PENDING INSTITUTED		Dec 02, 1983	
3	SUSPENDED UNTIL 9-27-84		Mar 27, 1984	
4	ANSWER		Jul 02, 1984	
5	2(D) CONFUSION/MISTAKE/DECEPTION W MARK		Sep 07, 1984	
6	TRIAL DATES SET		Oct 12, 1984	
7	CONSOLIDATED WITH 67,751		Oct 16, 1984	
8	WITHDRAWAL OF APPLICATION		Apr 01, 1985	
9	WITHDRAWAL OF OPPOSITION		Apr 01, 1985	
10	BOARD'S DECISION DISMISSED		May 14, 1985	
11	TERMINATED		Jun 19, 1985	

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Reg. No. 1,284,423 Registered Jul. 3, 1984

TRADEMARK
Principal Register

### **JANSPORT**

JanSport, Inc. (Wisconsin corporation) 2425 W. Packard St. Appleton, Wis. 54913 For: SHIRTS; T-SHIRTS; JERSEYS; TANK TOPS; HOODED SHIRTS; PANTS; SLACKS; SHORT PANTS; SPORTS JACKETS; GYMNASTIC SHORTS, PANTS AND SHIRTS; WARM-UP SUITS, PANTS AND JACKETS; SWEAT SHIRTS AND PANTS; CAPS; PARKAS, VESTS, AND RAIN SLICKERS FOR MEN, WOMEN AND CHILDREN, in CLASS 25 (U.S. Cl. 39). First use Feb. 1, 1976; in commerce Feb. 1, 1976. Owner of U.S. Reg. Nos. 1,089,701 and 1,096,082.

Ser. No. 437,980, filed Aug. 5, 1983.

JAMES WALSH, Examining Attorney

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Mark: JANSPORT

US Serial Number: 73437980

**Application Filing Date:** 

Aug 05, 1983

US Registration Number: 1284423

Registration Date:

Jul. 03 1984

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed

Status Date:

Jul. 02, 2014

Publication Date: Apr 10, 1984

### **Mark Information**

Mark Literal Elements:

JANSPORT

Standard Character Claim;

Mark Drawing Type:

1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

# **Related Properties Information**

Claimed Ownership of US Registrations:

1089701, 1096082

### **Goods and Services**

Note: The following symbols indicate that the registrant/owner has amended the goods/services.

Brackets [. ] indicate deleted goods/services

Double parenthesis (( )) identify any goods/services not claimed in a Section 15 affidavit of incontestability, and
 Asterisks \* \* identify additional (new) wording in the goods/services.

Shirts T-Shirts, Jerseys Tank Tops Hooded Shirts, Pants, [Slucks, Short Pants,] Sports Jackets, [Gymnastic Shorts, Pants and Shirts, Warm-Up Suits Pants and Jackets | Sweat Shirts and Pants [ Caps Parkas, Vests and Rain Stickers] for Men, Women and Children

International Class(es): 025 - Primary Class

U.S Class(es);

022, 039

Class Status;

ACTIVE

Basis:

1(a)

First Use: Feb 01, 1976

Use in Commerce:

Feb. 01, 1976

# **Basis Information (Case Level)**

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU; No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D; No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

# Current Owner(s) Information

Owner Name:

JanSport Apparel Corp

Owner Address!

3411 Silvers de Road Wilmington DELAWARE 19810 UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

# Attorney/Correspondence Information

Attorney of Record - None Correspondent

Correspondent Name/Address:

Kia H Wimmer JanSport Apparel Corp. 3411 Silverside Road 200 Hanby Building WILMINGTON DELAWARE 19810 UNITED STATES

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mail: kia h wimmer@vfc.com pellegi@vfc.com

Correspondent e-mail Authorized:

Yes

#### Domestic Representative - Not Found

### **Prosecution History**

Date	Description	Proceeding Number
Jul 02, 2014	NOTICE OF ACCEPTANCE OF SEC 8 & 9 - E-MAILED	
Jul 02, 2014	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	68335
Jul_02, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED SEC. 9 GRANTED	68335
Jun 30, 2014	TEAS SECTION 8 & 9 RECEIVED	
Jun 30, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar 31, 2011	CASE FILE IN TICRS	
Sep 09, 2004	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Sep 09, 2004	REGISTERED - SEC. 8 (10-YR) ACCEPTED SEC. 9 GRANTED	
Jun. 22, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC 9 FILED	
Jun 22, 2004	TEAS SECTION 8 & 9 RECEIVED	
May 18, 1990	REGISTERED - SEC 8 (6-YR) ACCEPTED & SEC 15 ACK	
Mar 09, 1990	REGISTERED - SEC 8 (6-YR) & SEC 15 FILED	
Jul 03 1984	REGISTERED PRINCIPAL REGISTER	
Apr. 10, 1984	PUBLISHED FOR OPPOSITION	
Feb 22 1984	NOTICE OF PUBLICATION	
Jan 20 1984	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 19. 1984	ASSIGNED TO EXAMINER	

# Maintenance Filings or Post Registration Information

Affidavit of Continued

Use

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Jul 03, 2014

### TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location:

Jul 02, 2014

# **Assignment Abstract Of Title Information**

Summary

Total Assignments: 2

Registrant:

JanSport, Inc.

Assignment 1 of 2

Conveyance:

ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 0469/0623

Pages:

2

Date Recorded: Jun 22, 1984

**Supporting Documents:** 

No Supporting Documents Available

Assignor

Name: JANSPORT, INC

Execution Date:

Jun 12 1984

Legal Entity Type: CORPORATION

State or Country Where

Organized:

WISCONSIN

Assignee

Name:

JANSPORT, INC.

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

Address:

P O BOX 1817 2425 WEST PACKARD ST APPLETON WISCONSIN 54913

Correspondent

Correspondent Name:

DRESSLER GOLDSMITH ET AL.

Correspondent Address:

1800 PRUDENTIAL PLAZA CHICAGO IL 60601

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance:

ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 1073/0088

Pages:

9

Date Recorded: Nov 29 1993

**Supporting Documents:** 

No Supporting Documents Available

Assignor

Name: JANSPORT, INC.

Execution Date:

Jul. 03, 1993

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

Assignee

Name:

JANSPORT APPAREL CORP

Legal Entity Type: CORPORATION

State or Country Where

Organized:

DELAWARE

Address:

3411 SILVERSIDE ROAD WILMINGTON, DELAWARE 19810

Correspondent

Correspondent Name:

M RUST SHARP, ESQ

Correspondent Address:

CLARK LADNER, FORTENBAUGH & YOUNG ONE COMMERCE SQUARE 2005 MARKET ST 22ND FLOOR PHILADELPHIA. PA 19103

**Domestic Representative - Not Found** 

### **Proceedings**

Summary

Number of Proceedings:

2

Type of Proceeding: Opposition

Proceeding Number: 91189856 Filing Date:

Apr 22, 2009

Status: Terminated Status Date:

Jul 31, 2009

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport\_Ltd

Correspondent Address:

ROSEN ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA 91320-2723 UNITED STATES

Correspondent e-mail:

a lyrose glamsport@gmail.com

**Associated marks** 

Mark Application Status Serial Number Registration Number

GLAMSPORT Abandoned - After Inter-Partes Decision 77535100

Plain

Plaintiff(s)

Intiff(s)

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

### $\underline{kennedyp@pepperlaw.com}\;,\;\underline{mulligar@pepperlaw.com}\;,\;\underline{catalant@pepperlaw.com}$

Associated (
--------------

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763

#### **Prosecution History**

History Text	Date	Due Date
FILED AND FEE	Apr 22, 2009	
NOTICE AND TRIAL DATES SENT, ANSWER DUE	Apr 22, 2009	Jun 01, 2009
PENDING INSTITUTED	Apr 22, 2009	
NOTICE OF DEFAULT	Jun 16, 2009	
BOARD'S DECISION, SUSTAINED	Jul 31, 2009	
TERMINATED	Jul 31, 2009	
PAPER RECEIVED AT TTAB	Dec 03, 2009	
	FILED AND FEE  NOTICE AND TRIAL DATES SENT; ANSWER DUE PENDING INSTITUTED  NOTICE OF DEFAULT  BOARD'S DECISION SUSTAINED  TERMINATED	FILED AND FEE         Apr 22, 2009           NOTICE AND TRIAL DATES SENT; ANSWER DUE         Apr 22, 2009           PENDING INSTITUTED         Apr 22, 2009           NOTICE OF DEFAULT         Jun 16, 2009           BOARD'S DECISION SUSTAINED         Jul 31, 2009           TERMINATED         Jul 31, 2009

Type of Proceeding: Opposition

Proceeding Number: 91178997

Filing Date:

Aug 16 2007

Status: Terminated Status Date:

Nov 30 2007

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name:

Bijoux International Inc.

Correspondent Address:

Myron Amer Myron Amer, P C 114 Old Country Road, Suite 310 Mineola NY 11501-4410 UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
EASTSPORT	Abandoned - After Inter-Partes Decision	76663093	
	Plaintiff(s)		

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP Eighteenth and Arch Streets 3000 Two Logan Square Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com\_kearneyc@pepperlaw.com\_mulligar@pepperlaw.com, catalant@pepperlaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
EASTPAK	Renewed	75003973	2017368
EASTPAK	Section 8 and 15 - Accepted and Acknowledged	78429237	3124488
EASTPAK U.S.A.	Abandoned - No Statement Of Use Filed	78501852	
EASTPAK	Cancelled - Section 8	75073029	2168049
EASTPAK	Cancelled - Section 8	<u>75135507</u>	2126764
EASTPAK	Rinewed	<u>75184618</u>	2226566

# 

EASTPAK	Renewed	73656137	1524386
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	78444401	2997678
25	Prosecution History		
Entry Number	History Text	Date	<b>Due Date</b>
1	FILED AND FEE	Aug 16, 2007	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Aug 19, 2007	Sep 28, 2007
3	PENDING, INSTITUTED	Aug 19, 2007	
4	NOTICE OF DEFAULT	Oct 16, 2007	
5	BOARD'S DECISION: SUSTAINED	Nov 30, 2007	

Nov 30, 2007

TERMINATED

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Reg. No. 1,296,406 Registered Sep. 18, 1984

TRADEMARK Principal Register



JanSport, Inc. (Wisconsin corporation) 2425 W. Packard St. Appleton, Wis. 54913 For: SHIRTS; T-SHIRTS; JERSEYS; TANK TOPS; HOODED SHIRTS; PANTS; SLACKS; SHORT PANTS; SPORTS JACKETS; GYMNASTIC SHORTS, PANTS AND SHIRTS; WARM-UP SUITS, PANTS AND JACKETS; SWEAT SHIRTS AND PANTS; CAPS; PARKAS, VESTS, AND RAIN SLICKERS - FOR MEN, WOMEN AND CHILDREN, in CLASS 25 (U.S. Cl. 39). First use Feb. 1, 1976; in commerce Feb. 1, 1976.

Owner of U.S. Reg. Nos. 1,089,701 and 1,096,082.

Ser. No. 437,979, filed Aug. 5, 1983.

JUDITH BECKER, Examining Attorney

Generated on:

This page was generated by TSDR on 2015-11-24 11 38 01 EST

Mark: JANSPORT

US Serial Number: 73437979

**Application Filing Date:** 

Aug 05 1983

US Registration Number: 1296406

Registration Date:

Sep 18 1984

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed

Status Date:

Sep 10, 2014

Publication Date: Jul 10, 1984

### **Mark Information**

Mark Literal Elements:

JANSPORT

Standard Character Claim:

No

Mark Drawing Type:

5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

### **Related Properties Information**

Claimed Ownership of US Registrations:

1089701, 1096082

# **Goods and Services**

Note: The following symbols indicate that the registrant/owner has amended the goods/services

- · Brackets [ ] indicate deleted goods/services,
- Double parenthesis (( )) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
   Asterisks \* \*identify additional (new) wording in the goods/services

Shirts, T-Shirts, [ Jerseys. ] Tank Tops. Hooded Shirts. Pants. [ Slacks. Short Pants; ] Sports Jackets. [ Gymnastic Shorts, Pants and Shirts, ] Warm-Up Suits. Pants and Jackets; Sweat Shirts and Pants; [ Caps. Parkas, Vests, and Rain Shirkers.] - for Men, Women and

International Class(es): 025 - Primary Class

U.S Class(es):

022 039

Class Status:

**ACTIVE** 

Basis:

1(a)

First Use: Feb 01, 1976

Use in Commerce:

Feb 01, 1976

# **Basis Information (Case Level)**

Filed Use: Yes Currently Use: Yes Amended Use: No

# 

Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A; No	Currently 66A: No	
iled No Basis: No	Currently No Basis - No	

## **Current Owner(s) Information**

Owner Name:

JANSPORT APPAREL CORP

Owner Address:

3411 SILVERSIDE ROAD WILMINGTON, DELAWARE 19810 UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

# Attorney/Correspondence Information

Attorney of Record - None Correspondent

Correspondent Name/Address

Kia H Wimmer
JanSport Apparel Corp.
3411 SILVERSIDE ROAD
200 Hanby Bu ding
WILMINGTON DELAWARE 19810
UNITED STATES

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mailt: kia h wmmer@vfc.com pe egj@vfc.com

Correspondent e-mail Authorized:

Yes

Domestic Representative - Not Found

### **Prosecution History**

Date	Description	Proceeding Number
Sep 10 2014	NOTICE OF ACCEPTANCE OF SEC 8 & 9 - E-MAILED	
Sep 10 2014	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Sep 10 2014	REGISTERED - SEC 8 (10-YR) ACCEPTED/SEC 9 GRANTED	69471
Sep 09 2014	TEAS SECTION 8 & 9 RECEIVED	
Sep 09 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep 09, 2014	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar 30, 2011	CASE FILE IN TICRS	
Mar. 15, 2011	CASE FILE IN TICRS	
Nov. 12, 2004	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 12, 2004	REGISTERED - SEC 8 (10-YR) ACCEPTED/SEC 9 GRANTED	
Sep. 15, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC 9 FILED	
Sep. 15, 2004	TEAS SECTION 8 & 9 RECEIVED	
Jun 30 1990	REGISTERED - SEC 8 (6-YR) ACCEPTED & SEC 15 ACK.	
May 15 1990	REGISTERED - SEC 8 (6-YR) & SEC 15 FILED	
Sep 18 1984	REGISTERED PRINCIPAL REGISTER	
Jul 10 1984	PUBLISHED FOR OPPOSITION	
May 16 1984	NOTICE OF PUBLICATION	
Mar 14 1984	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar 12 1984	ASSIGNED TO EXAMINER	

# **Maintenance Filings or Post Registration Information**

Affidavit of Continued

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Sep 18 2014

### TM Staff and Location Information

TM Staff Information - None

File Location

**Current Location: GENERIC WEB UPDATE** 

Date in Location:

Sep 10 2014

**Assignment Abstract Of Title Information** 

Summary

Total Assignments: 2

Registrant:

JanSport Inc.

Assignment 1 of 2

Conveyance:

ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 0469/0623

Pages:

2

Date Recorded: Jun 22, 1984

Supporting Documents:
No Supporting Documents Available

Assignor

Name: JANSPORT, INC.

**Execution Date:** 

Jun. 12, 1984

Legal Entity Type: CORPORATION

State or Country Where Organized;

WISCONSIN

Assignee

Name:

JANSPORT, INC.

Legal Entity Type: CORPORATION

State or Country Where

Organized:

DELAWARE

Address:

P O BOX 1817 2425 WEST PACKARD ST APPLETON, WISCONSIN 54913

Correspondent

Correspondent Name:
DRESSLER, GOLDSMITH, ET AL

Correspondent Address:

1800 PRUDENTIAL PLAZA CHICAGO IL 60601

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance:

ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 1073/0088

Pages:

9

Date Recorded: Nov 29, 1993

Supporting Documents:

No Supporting Documents Available

Assignor

Name: JANSPORT, INC Execution Date:

Jul. 03, 1993

Legal Entity Type: CORPORATION State or Country Where Organized:

DELAWARE

Assignee

Name:

JANSPORT APPAREL CORP

Legat Entity Type: CORPORATION State or Country Where Organized:

DELAWARE

Address:

3411 SILVERSIDE ROAD WILMINGTON DELAWARE 19810

Correspondent

Correspondent Name:

M. RUST SHARP, ESQ.

Correspondent Address:

CLARK, LADNER, FORTENBAUGH & YOUNG ONE COMMERCE SQUARE 2005 MARKET ST., 22ND FLOOR PHILADELPHIA, PA 19103

Domestic Representative - Not Found

### Proceedings

Summary

Number of Proceedings:

2

Type of Proceeding: Opposition

Proceeding Number: 91189856 Filing Date:

Apr 22, 2009

Status: Terminated Status Date:

Jul 31, 2009

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport, Ltd.

Correspondent Address:

ROSEN, ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA , 91320-2723 UNITED STATES

Correspondent e-mail:

allyrose.glamsport@gmail.com

**Associated marks** 

 Mark
 Application Status
 Serial Number
 Registration Number

 GLAMSPORT
 Abandoned - After Inter-Partes Decision
 77535100

Plaintiff(s)

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA , 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , mulligar@pepperlaw.com , catalant@pepperlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 22 2009	
2	NOTICE AND TRIAL DATES SENT ANSWER DUE	Apr 22 2009	Jun 01, 2009
3	PENDING, INSTITUTED	Apr 22 2009	
4	NOTICE OF DEFAULT	Jun 16, 2009	
5	BOARD'S DECISION SUSTAINED	Jul 31, 2009	
6	TERMINATED	Jul 31, 2009	
7	PAPER RECEIVED AT TTAB	Dec 03   2009	

Type of Proceeding: Opposition

Proceeding Number: 91178997

Filing Date:

Aug 16, 2007

Status: Terminated

Status Date:

Nov 30, 2007

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name:

Bijoux International Inc

Correspondent Address:

Myron Amer Myron Amer, P C 114 Old Country Road Suite 310 Mineola NY , 11501-4410 UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
EASTSPORT	Abandoned - After Inter-Partes Dec sign	76663093	
	Plaintiff(s)		

Name:

Jansport Apparel Corp

Correspondent Address.

Paul J Kennedy Pepper Hamilton LLP Eighteenth and Arch Streets\_3000 Two Logan Square Philadelphia PA \_ 19103-2799 UNITED STATES

Correspondent e-mail:

 $\underline{\text{kennedyp@pepperlaw.com}} \ | \ \underline{\text{kearneyc@pepperlaw.com}} \ | \ \underline{\text{mull gar@pepperlaw.com}} \ | \ \underline{\text{catalant@pepperlaw.com}} \ | \ \underline{\text{catalant@p$ 

Associated marks

Mark	Application Status	Serial Number	Registration Number
EASTPAK	Renewed	75003973	2017368
EASTPAK	Section 8 and 15 - Accepted and Acknowledged	78429237	3124488
EASTPAK U.S.A	Abandoned - No Statement Of Use F ed	78501852	
EASTPAK	Cancelled - Section 8	75073029	2168049
EASTPAK	Cancelled - Section 8	<u>75135507</u>	2126764
EASTPAK	Renewed	<u>75184618</u>	2226566
EASTPAK	Renewed	73656137	1524386
JANSPORT			

	Renewed		73099989	1096082
JANSPORT	Renewed		73099988	1089701
JANSPORT	Renewed		73437980	1284423
JANSPORT	Renewed		73437979	1296406
JANSPORT	Renewed		75275443	2229974
JANSPORT	Renewed		78444401	2997678
	Prosecution Hist	ory		
Entry Number	History Text		Date	Due Date
1	FILED AND FEE		Aug 16, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE		Aug 19, 2007	Sep 28, 2007
3	PENDING, INSTITUTED		Aug 19, 2007	
4	NOTICE OF DEFAULT		Oct 16, 2007	
5	BOARD'S DECISION; SUSTAINED		Nov 30, 2007	
6	TERMINATED		Nov 30, 2007	

Int. Cls.: 18 and 25

Prior U.S. Cls.: 1, 2, 3, 22, 39 and 41

United States Patent and Trademark Office

Reg. No. 2,997,678 Registered Sep. 20, 2005

# TRADEMARK PRINCIPAL REGISTER



JANSPORT APPAREL CORP. (DELAWARE CORPORATION)

3411 SILVERSIDE ROAD WILMINGTON, DE 19810

FOR: ALL PURPOSE SPORTING BAGS, ALL PURPOSE CARRYING BAGS, SOFT LUGGAGE, LUGGAGE CASES, BACKPACKS, DAYPACKS, FANNY PACKS, FRAME BACKPACKS, KNAPSACKS, BOOK BAGS FOR TRAVELING, TOTE BAGS, DUFFEL BAGS, HANDBAGS, GARMENT BAGS FOR TRAVELING, CLOTHING BAGS FOR TRAVELING, AND STRAPS FOR LUGGAGE AND STRAPS FOR HANDBAGS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 1-1-2004; IN COMMERCE 1-1-2004.

FOR: JEANS, SHIRTS, SKIRTS, T-SHIRTS, JERSEYS, TANK TOPS, HOODED SHIRTS, PANTS, SLACKS, SPORTS JACKETS, GYMNASTIC SHORTS, GYMNASTIC PANTS AND GYMNASTIC SHIRTS; WARM-UP SUITS, WARM-UP PANTS AND WARM-UP JACKETS; SWEATSHIRTS, SWEATPANTS, CAPS, HATS, PARKAS, COATS, VESTS, WIND-RESISTANT JACKETS, BOOTS, SHOES AND SLIPPERS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 1-1-2004; IN COMMERCE 1-1-2004.

OWNER OF U.S. REG. NOS. 1,089,701, 2,483,660 AND OTHERS.

SER. NO. 78-444,401, FILED 7-1-2004.

MONIQUE MILLER, EXAMINING ATTORNEY

Generated on:

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Mark: JANSPORT

**LENGINE** 

US Serial Number: 78444401

Application Filing Date:

Jul 01, 2004

US Registration Number: 2997678

Registration Date:

Sep. 20, 2005

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed

Status Date:

May 30, 2015

Publication Date: Jun. 28, 2005

### **Mark Information**

Mark Literal Elements:

**JANSPORT** 

Standard Character Claim:

No

Mark Drawing Type:

5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER (S) INSTYLIZED FORM

Color(s) Claimed:

Color is not claimed as a feature of the mark

# **Related Properties Information**

Claimed Ownership of US Registrations:

1089701, 1919738, 2483660 and others

### Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services

Brackets [ ] indicate deleted goods/services;

. Double parenthasis (( )) identify any goods/services not claimed in a Section 15 affidavit of incontestability, and

Asterisks \* \* identify additional (new) wording in the goods/services

For

ALL PURPOSE SPORTING BAGS, ALL PURPOSE CARRYING BAGS, SOFT LUGGAGE [LUGGAGE CASES, ] BACKPACKS DAYPACKS FANNY PACKS FRAME BACKPACKS, KNAPSACKS, BOOK BAGS FOR TRAVELING, TOTE BAGS DUFFEL BAGS, HANDBAGS, GARMENT BAGS FOR TRAVELING, CLOTHING BAGS FOR TRAVELING [, AND STRAPS FOR LUGGAGE AND STRAPS FOR HANDBAGS]

International Class(es): 018 - Primary Class

U.S Class(es):

001, 002, 003, 022, 041

Class Status.

ACTIVE

Basis:

1(a)

First Use: Jan 01, 2004

Use in Commerce:

Jan 01, 2004

For:

[ Jeans, shirts, ] skirts, t-shirts, jerseys, ] tank tops, ] hooded shirts, pants, [ slacks, ] sports, ackets, gymnastic shorts, gymnastic pants

and gymnastic shirts, warm-up suits, warm-up pants and warm-up jackets, sweatshirts, sweatpants, [ caps hats parkas, coats, vests, wind-resistant jackets, boots, shoes and slippers ]

International Class(es): 025 - Primary Class

U.S Class(es):

022 039

Class Status:

ACTIVE

Basis:

1(a)

First Use: Jan 01, 2004

Use in Commerce:

Jan 01, 2004

### **Basis Information (Case Level)**

Filed Use. Y	es	Currently Use:	Yes	Amended Use:	No
Filed ITU: N	lo	Currently ITU:	No	Amended ITU:	No
Filed 44D: N	lo	Currently 44D:	No	Amended 44D:	No
Filed 44E: N	lo	Currently 44E:	No	Amended 44E;	No
Filed 66A: N	lo	Currently 66A:	No		

Currently No Basis: No

### **Current Owner(s) Information**

Owner Name:

JanSport Apparel Corp

Owner Address:

Filed No Basis: No

3411 Silverside Road Wilmington, DELAWARE UNITED STATES 19810

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

# Attorney/Correspondence Information

Attorney of Record

Attorney Name: K.a H. Wimmer

Docket Number:

JAC-6060-US

Attorney Primary Email kla h wimmer@vfc.com

Address:

Attorney Email Authorized:

Yes

Correspondent

Correspondent Name/Address:

Kia H Wimmer JanSport Apparel Corp 3411 Silverside Road 200 Hanby Building

200 Hanby Building Wilmington, DELAWARE UNITED STATES 19810

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mail: kia\_h\_wimmer@vfc.com pellegj@vfc.com

Correspondent e-mail Authorized:

Yes

Domestic Representative - Not Found

### **Prosecution History**

Date	Description	Proceeding Number
May 30, 2015	NOTICE OF ACCEPTANCE OF SEC 8 & 9 - E-MAILED	
May 30, 2015	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67657
May 30, 2015	REGISTERED - SEC B (10-YR) ACCEPTED/SEC. 9 GRANTED	67657
May 30, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67657
May 13, 2015	TEAS SECTION 8 & 9 RECEIVED	

Jan. 15, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 15, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct 06 2011	NOTICE OF ACCEPTANCE OF SEC 8 & 15 - E-MAILED	
Oct 06 2011	REGISTERED - SEC 8 (6-YR) ACCEPTED & SEC, 15 ACK	67723
Oct 04_2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Sep 19 2011	TEAS SECTION 8 & 15 RECEIVED	
Sep 20 2005	REGISTERED-PRINCIPAL REGISTER	
Jun 28, 2005	PUBLISHED FOR OPPOSITION	
Jun 08, 2005	NOTICE OF PUBLICATION	
Mar 11, 2005	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Mar 04, 2005	ASSIGNED TO LIE	77976
Feb. 28, 2005	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb 28, 2005	AMENDMENT FROM APPLICANT ENTERED	70824
Feb 11, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	70824
Feb. 11, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb 06, 2005	NON-FINAL ACTION E-MAILED	6325
Feb. 06, 2005	NON-FINAL ACTION WRITTEN	76848
Feb 06, 2005	ASSIGNED TO EXAMINER	76848
Jul 08 2004	NEW APPLICATION ENTERED IN TRAM	

# **Maintenance Filings or Post Registration Information**

Affidavit of Continued

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Sep 20, 2015

### TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location:

May 30\_2015

## **Proceedings**

#### Summary

Number of Proceedings:

5

Type of Proceeding: Opposition

Proceeding Number: 91207023

Filing Date:

Sep 17, 2012

Status: Terminated

Status Date:

Sep 04, 2015

Interlocutory Attorney: BENJAMIN U OKEKE

Defendant

Name:

Standard Sales\_Inc.

Correspondent Address:

CHRISTOPHER CHAUDOIR LAW OFFICES OF CHRISTOPHER CHAUDOIR 181 SYCAMORE AVE SAN MATEO CA UNITED STATES 94402-1033

Correspondent e-mail:

chowder262@gmail.com

Associated marks

Mark Application Status Serial Registration

# 

		Number	Number
STANSPORT SINCE 1949	Notice of Allowance - Issued	85358921	
STANSPORT SINCE 1949	Notice of Allowance - Issued	85364824	
	Plaintiff(s)		

Name:

JanSport Apparel Corp.

Correspondent Address:

PAUL J KENNEDY PEPPER HAMILTON LLP 3000 TWO LOGAN SQUARE, EIGHTEENTH AND ARCH STREETS PHILADELPHIA PA UNITED STATES , 19103-2799

Correspondent e-mail:

kennedyp@pepperlaw.com , catalant@pepperlaw.com

A	EOC.	191	ed.	ma	rks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	78444401	2997678
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Renewed	75275443	2229974

### **Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 17, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE	Sep 17, 2012	Oct 27, 2012
3	PENDING INSTITUTED	Sep 17, 2012	
4	ANSWER	Oct 25, 2012	
5	STIPULATION FOR AN EXTENSION OF TIME	Feb 19, 2013	
6	EXTENSION OF TIME GRANTED	Feb 19, 2013	
7	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jun 20, 2013	
8	SUSPENDED	Jun 20, 2013	
9	STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 18, 2013	
10	SUSPENDED	Sep 18, 2013	
11	STIP TO SUSP PEND SETTL NEGOTIATIONS	Nov 19, 2013	
12	SUSPENDED	Nov 19, 2013	
13	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 20, 2013	
14	SUSPENDED	Dec 20, 2013	
15	STIP TO SUSP PEND SETTL NEGOTIATIONS	Jan 17, 2014	
16	SUSPENDED	Jan 17, 2014	
17	STIP TO SUSP PEND SETTL NEGOTIATIONS	Feb 14, 2014	
18	SUSPENDED	Feb 14, 2014	
19	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 14, 2014	
20	SUSPENDED	Mar 14, 2014	
21	STIP FOR EXT	Apr 11, 2014	
22	EXTENSION OF TIME GRANTED	Apr 11, 2014	
23	STIP FOR EXT	May 16, 2014	
24	EXTENSION OF TIME GRANTED	May 16, 2014	
25	STIP FOR EXT	Jun 19, 2014	
26	EXTENSION OF TIME GRANTED	Jun 19, 2014	
27	STIP FOR EXT	Jul 16, 2014	
28	EXTENSION OF TIME GRANTED	Jul 16, 2014	
29	STIP FOR EXT	Sep 12, 2014	
30	EXTENSION OF TIME GRANTED	Sep 12, 2014	
31	P MOT FOR EXT W/ CONSENT	Nov 14, 2014	
32	EXTENSION OF TIME GRANTED	Dec 03, 2014	
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 06, 2015	
34	SUSPENDED	Jan 29, 2015	
35	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 26, 2015	
36	SUSPENDED	Apr 09, 2015	

# 

W/DRAW OF OPPOSITION 37 Aug 25, 2015 BD DECISION DISMISSED W/O PREJ 38 Sep 04, 2015 39 **TERMINATED** Sep 04, 2015

Type of Proceeding: Opposition

Proceeding Number: 91189856

Filing Date:

Apr 22 2009

Status: Terminated

Status Date:

Jul 31, 2009

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport, Ltd.

Correspondent Address:

ROSEN, ALYSA

587 N VENTU PARK RD # E448 NEWBURY PARK CA UNITED STATES 91320-2723

Correspondent e-mail:

allyrose.glamsport@gmail.com

**Associated marks** 

Serial Registration Mark **Application Status** Number Number **GLAMSPORT** Abandoned - After Inter-Partes Decision 77535100

Plaintiff(s)

Name:

JanSport Apparel Corp.

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA UNITED STATES , 19103-2799

Correspondent e-mail:

 $\underline{\texttt{kennedyp@pepperlaw.com}} \ , \ \underline{\texttt{mulligar@pepperlaw.com}} \ , \ \underline{\texttt{catalant@pepperlaw.com}} \ , \ \underline{\texttt{catalant@pepperlaw.com}}$ 

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Sect on 8 and 15 - Accepted and Acknowledged	77103904	3316763
	Prosecution History		

<b>Entry Number</b>	History Text	Date	Due Date
1	F LED AND FEE	Apr 22, 2009	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Apr 22, 2009	Jun 01, 2009
3	PENDING INSTITUTED	Apr 22 2009	
4	NOTICE OF DEFAULT	Jun 16, 2009	
5	BOARD'S DECISION SUSTAINED	Jul 31, 2009	
6	TERMINATED	Jul 31, 2009	
7	PAPER RECEIVED AT TTAB	Dec 03 2009	

Type of Proceeding: Opposition

Proceeding Number: 91182474 Filing Date:

Feb 14, 2008

Status Date: Status: Terminaled

Jun 02, 2008

Interlocutory Attorney: LINDA M SKORO

Defendant

Name:

Shayla C. Stevens

Correspondent Address:

Shayla C Stevens P.O Box 5682

Atlanta GA UNITED STATES, 31107-0682

Associated marks

 Mark
 Application Status
 Serial Number
 Registration Number

 GLAMSPORT
 Abandoned - After Inter-Partes Decision
 77040109

Plaintiff(s)

Name:

JanSport Apparel Corp.

Correspondent Address:

Paul J. Kennedy Pepner Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA UNITED STATES , 19103-2799

Correspondent e-mail:

kennedyp@pepperlaw.com , mulligar@pepperlaw.com \_catalant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	<u>74571558</u>	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cance led - Sect on 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

### **Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 14, 2008	
2	NOTICE AND TRIAL DATES SENT ANSWER DUE	Feb 15, 2008	Mar 26, 2008
3	PENDING INSTITUTED	Feb 15, 2008	
4	NOTICE OF DEFAULT	Apr 14, 2008	
5	BOARD'S DECISION SUSTAINED	Jun 02, 2008	
6	TERMINATED	Jun 02, 2008	

Type of Proceeding: Opposition

Proceeding Number: 91182283 Filing Date:

Feb 06, 2008

Status: Terminaled Status Date:

Jul 06 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

Bedare LLC

Correspondent Address:

DAVID SCHREFF BEDARE LLC 42 STONE BROOK LANE COS COB CT UNITED STATES 06807-1113

Correspondent e-mail:

bedare@aol.com

Associated marks

Mark Application Status Serial Registration Number Number

DANSPORT

Abandoned - After Inter-Partes Decision

Plaintiff(s)

77145834

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J. Kennedy Pepper Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA UNITED STATES , 19103-2799

Correspondent e-mail:

kennedyp@pepperlaw.com , mulligar@pepperlaw.com , catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 06, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 06, 2008	Mar 17, 2008
3	PENDING, INSTITUTED	Feb 06, 2008	
4	ANSWER	Feb 26, 2008	
5	STIPULATION FOR INTRODUCTION OF EVIDENCE	Dec 08, 2008	
6	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
7	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
8	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
9	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
10	P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS	Jan 12, 2009	
11	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
12	BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009	
13	BRIEF ON MERITS FOR PLAINTIFF	Jun 25, 2009	
14	WITHDRAWAL OF APPLICATION	Jul 01, 2009	
15	BOARD'S DECISION: SUSTAINED	Jul 06, 2009	
16	TERMINATED	Jul 06, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91178997

Filing Date:

Aug 16, 2007

Status: Terminated

Status Date:

Nov 30, 2007

Interlocutory Attorney: ANN LINNEHAN VOGLER

Defendant

Name:

Bijoux International Inc.

Correspondent Address:

Myron Amer

Myron Amer, P.C.

114 Old Country Road Suite 310 Mineola NY UNITED STATES 11501-4410

**Associated marks** 

Mark **Application Status**  Serial Number Registration Number

**EASTSPORT** 

Abandoned - After Inter-Partes Decision

76663093

Plaintiff(s)

# 

#### Name:

Jansport Apparel Corp

Correspondent Address:

Paul J. Kennedy Pepper Hamilton LLP Eighteenth and Arch Streets, 3000 Two Logan Square Philadelphia PA UNITED STATES, 19103-2799

Correspondent e-mail:

 $\underline{\mathsf{kennedyp@pepperlaw.com}}\ , \ \underline{\mathsf{kearneyc@pepperlaw.com}}\ , \ \underline{\mathsf{mulligar@pepperlaw.com}}\ , \ \underline{\mathsf{mulligar@pepperlaw.com}}\ , \ \underline{\mathsf{catalant@pepperlaw.com}}\ .$ 

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
EASTPAK	Renewed	75003973	2017368
EASTPAK	Section 8 and 15 - Accepted and Acknowledged	78429237	3124488
EASTPAK U.S.A.	Abandoned - No Statement Of Use Filed	78501852	
EASTPAK	Cancelled - Section 8	75073029	2168049
EASTPAK	Cancelled - Section 8	75135507	2126764
EASTPAK	Renewed	75184618	2226566
EASTPAK	Renewed	73656137	1524386
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	78444401	2997678

### **Prosecution History**

Entry Number	History Text	Date	Oue Date
1	FILED AND FEE	Aug 16, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 19, 2007	Sep 28, 2007
3	PENDING, INSTITUTED	Aug 19, 2007	
4	NOTICE OF DEFAULT	Oct 16, 2007	
5	BOARD'S DECISION SUSTAINED	Nov 30, 2007	
6	TERMINATED	Nov 30, 2007	

Int. Cl.: 35

Prior U.S. Cls.: 100, 101, and 102

Reg. No. 3,066,768

United States Patent and Trademark Office

Registered Mar. 7, 2006

### SERVICE MARK PRINCIPAL REGISTER

# **JANSPORT**

JANSPORT APPAREL CORP. (DELAWARE COR-PORATION) 3411 SILVERSIDE ROAD WILMINGTON, DE 19810

FOR: RETAIL STORE SERVICES AND ON-LINE RETAIL STORE SERVICES IN THE FIELD OF APPAREL AND OUTDOOR GEAR AND LUGGAGE; PROVIDING CONSUMER PRODUCT INFORMATION VIA THE INTERNET, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 12-30-1996; IN COMMERCE 12-30-1996.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS, 1,089,701, 2,372,601, AND OTHERS.

SN 78-429,232, FILED 6-3-2004.

RONALD MCMORROW, EXAMINING ATTORNEY

Generated on:

This page was generated by TSDR on 2015-11-24 11 49:24 EST

Mark: JANSPORT

**JANSPORT** 

US Serial Number: 78429232 Application Filing Date:

Jun 03 2004

US Registration Number: 3066768

Registration Date:

Mar. 07. 2006

Register:

Principal

Mark Type:

Service Mark

Status:

A Sections 8 and 15 combined declaration has been accepted and acknowledged

Status Date:

Feb 18 2012

Publication Date: Jun 14, 2005 Notice of Allowance Date:

Sep. 06, 2005

### **Mark Information**

Mark Literal Elements:

JANSPORT

Standard Character Claim:

Yes. The mark consists of standard characters without claim to any particular font style, size, or color

Mark Drawing Type:

4 - STANDARD CHARACTER MARK

# **Related Properties Information**

Claimed Ownership of US Registrations:

1089701\_1296406\_2372601 and others

### Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services.

- Brackets [...] indicate deleted goods/services
- Double parenthesis (( )) identify any goods/services not claimed in a Section 15 affidavit of incontestability, and
- Asterisks \*\_\* identify additional (new) wording in the goods/services.

For:

Retail store services and on-line retail store services in the field of apparel and outdoor gear and luggage, providing consumer product information via the internet

International Class(es): 035 - Primary Class

U.S Class(es):

100, 101, 102

Class Status:

ACTIVE

Basis:

1(a)

First Use: Dec 30, 1996

Use in Commerce:

Dec 30\_1996

# **Basis Information (Case Level)**

Filed Use: No Currently Use: Yes Amended Use: No Filed ITU: Yes Currently ITU: No Amended ITU: No Amended 44D; No Filed 44D: No Currently 44D; No Filed 44E: No Currently 44E: No Amended 44E: No Filed 66A: No Currently 66A: No Filed No Basis: No Currently No Basis: No

# Current Owner(s) Information

#### Owner Name:

JanSport Apparel Corp.

#### Owner Address:

3411 Silverside Road Wilmington DELAWARE 19810 UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized:

DELAWARE

# Attorney/Correspondence Information

**Attorney of Record** 

Attorney Name: Kia H. Wimmer

**Docket Number:** 

JAC-6140-US

Attorney Primary Email kis h wimmer@vfc.com

Attorney Email

Address:

Authorized:

Yes

### Correspondent

#### Correspondent Name/Address:

Kia H. Wimmer JanSport Apparel Corp 3411 Silvers de Road 200 Hanby Building Wilmington: DELAWARE 19810 UNITED STATES

Phone: 302-477-3930

Fax:

302-477-3932

Correspondent e-mail: kia h wimmer@vfc.com pellegi@vfc.com

Correspondent e-mail Authorized:

Yes

#### **Domestic Representative - Not Found**

# **Prosecution History**

Date	Description	Proceeding Number
Mar 07, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jan 15 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan 15, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Feb 18, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Feb 18, 2012	REGISTERED - SEC 8 (6-YR) ACCEPTED & SEC 15 ACK	67723
Feb 17, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Jan 06 2012	TEAS SECTION 8 & 15 RECEIVED	
Mar_07, 2006	REGISTERED-PRINCIPAL REGISTER	
Jan 23 2006	LAW OFFICE REGISTRATION REVIEW COMPLETED	67215
Jan. 13, 2006	ASSIGNED TO LIE	67215
Jan. 12, 2006	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan 05, 2006	STATEMENT OF USE PROCESSING COMPLETE	64657
Dec 09, 2005	USE AMENDMENT FILED	64657

TEAS STATEMENT OF USE RECEIVED	
NOA MAILED - SOU REQUIRED FROM APPLICANT	
PUBLISHED FOR OPPOSITION	
NOTICE OF PUBLICATION	
LAW OFFICE PUBLICATION REVIEW COMPLETED	67215
ASSIGNED TO LIE	67215
APPROVED FOR PUB - PRINCIPAL REGISTER	
AMENDMENT FROM APPLICANT ENTERED	76243
CORRESPONDENCE RECEIVED IN LAW OFFICE	76243
TEAS RESPONSE TO OFFICE ACTION RECEIVED	
NON-FINAL ACTION E-MAILED	6325
NON-FINAL ACTION WRITTEN	73708
ASSIGNED TO EXAMINER	73708
NEW APPLICATION ENTERED IN TRAM	
	NOA MAILED - SOU REQUIRED FROM APPLICANT PUBLISHED FOR OPPOSITION NOTICE OF PUBLICATION LAW OFFICE PUBLICATION REVIEW COMPLETED ASSIGNED TO LIE APPROVED FOR PUB - PRINCIPAL REGISTER AMENDMENT FROM APPLICANT ENTERED CORRESPONDENCE RECEIVED IN LAW OFFICE TEAS RESPONSE TO OFFICE ACTION RECEIVED NON-FINAL ACTION E-MAILED NON-FINAL ACTION WRITTEN ASSIGNED TO EXAMINER

# **Maintenance Filings or Post Registration Information**

**Affidavit of Continued** 

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

### TM Staff and Location Information

TM Staff Information - None File Location

Current Location: TMEG LAW OFFICE 105

Date in Location:

Feb. 18, 2012

# **Proceedings**

Summary

**Number of Proceedings:** 

Proceeding Number: 91189856

Type of Proceeding: Opposition

Apr 22, 2009

Status: Terminated

Status Date:

Filing Date:

Jul 31, 2009

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name:

GlamSport, Ltd

Correspondent Address:

ROSEN ALYSA 587 N VENTU PARK RD # E448 NEWBURY PARK CA 91320-2723 UNITED STATES

Correspondent e-mail:

allyrose.glamsport@gmail.com

Associated marks

Şerizi **Application Status** Number GLAMSPORT Abandoned - After Inter-Partes Decision

Plaintiff(s)

77535100

Registration Number

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J. Kennedy

Pepper Ham Iton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadeighia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com mulligar@pepperlaw.com catalant@pepperlaw.com

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	73099989	1096082
JANSPORT	Renewed	73437980	1284423
JANSPORT	Renewed	73437979	1296406
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Section 8 and 15 - Accepted and Acknowingged	77103904	3316763

**Prosecution History** 

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 22, 2009	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Apr 22, 2009	Jun 01, 2009
3	PENDING INSTITUTED	Apr 22, 2009	
4	NOTICE OF DEFAULT	Jun 16 2009	
5	BOARD'S DECISION. SUSTAINED	Jul 31, 2009	
6	TERMINATED	Jul 31, 2009	
7	PAPER RECEIVED AT TTAB	Dec 03, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91187082

Status: Terminated

Filing Date:

Jan 29, 2009

Oct 21, 2008

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

gingwen xu

Correspondent Address:

QINGWEN XU 710 DUCOMMUN ST LOS ANGELES CA 90012-3420 UNITED STATES

Correspondent e-mail:

Monday786@msn.com

**Associated marks** 

Mark	Application Status	Serial Number	Registration Number
SAMSPORT	Abandoned - After Inter-Partes Decision	77393271	

Plaintiff(s)

Name.

JanSport Apparel Corp

Correspondent Address.

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan SquareEighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com mulligar@pepperlaw.com catalant@pepperlaw.com

Associated marks

Mark Application Status Serial Registration Number Number

# 

JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75731024	2372601
JANSPORT	Sect on 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768
	Prosecution History		

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Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 21, 2008	
2	NOTICE AND TRIAL DATES SENT ANSWER DUE	Oct 21, 2008	Nov 30, 2008
3	PENDING INSTITUTED	Oct 21, 2008	
4	NOTICE OF DEFAULT	Dec 15, 2008	
5	BOARD'S DÉCISION SUSTAINED	Jan 29, 2009	
6	TERMINATED	Jan 29, 2009	

Type of Proceeding: Opposition

Proceeding Number: 91182474 Filing Date:

Feb 14, 2008

Status Terminated Status Date:

Jun 02 2008

Interlocutory Attorney: LINDA M SKORO

Defendant

Name:

Shay a C Stevens

Correspondent Address:

Shay a C Stevens P O Box 5682 Atlanta GA . 31107-0682 UNITED STATES

#### **Associated marks**

Mark	Application Status	Serial Number	Registration Number
GLAMSPORT	Abandoned - After Inter-Partes Decision	77040109	
	Plaintiff(s)		

Name:

JanSport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan Square Eighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

kennedyp@pepperlaw.com , mulligar@pepperlaw.com , catalant@pepperlaw.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expred	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	<u>1919738</u>
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

Pro	50C	ntiol	I MIS	tory

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 14, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 15 2008	Mar 26, 2008
3	PENDING, INSTITUTED	Feb 15 2008	
4	NOTICE OF DEFAULT	Apr 14 2008	

5 BOARD'S DECISION SUSTAINED Jun 02: 2008
6 TERMINATED Jun 02: 2008

Type of Proceeding: Opposition

Filing Date:

Feb 06, 2008

Status: Terminated Status Date:

Jul 06 2009

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

Proceeding Number: 91182283

Bedare LLC

Correspondent Address:

DAVID SCHREFF BEDARE LLC 42 STONE BROOK LANE COS COB CT | 06807-1113 UNITED STATES

Correspondent e-mail:

bedare@aol com

**Associated marks** 

MarkApplication StatusSerial NumberRegistration NumberDANSPORTAbandoned - After Inter-Partes Decision77145834

Plaintiff(s)

Name:

Jansport Apparel Corp

Correspondent Address:

Paul J Kennedy Pepper Hamilton LLP 3000 Two Logan Square, Eighteenth and Arch Streets Philadelphia PA 19103-2799 UNITED STATES

Correspondent e-mail:

 $\underline{kennedyp@pepperlaw.com}\;,\;\underline{mulligar@pepperlaw.com}\;,\;\underline{catalant@pepperlaw.com}$ 

**TESTIMONY FOR PLAINTIFF** 

BRIEF ON MERITS FOR PLAINTIFF

**BRIEF ON MERITS FOR PLAINTIFF** 

#### Associated marks

11

12

13

Mark	Application Status	Serial Number	Registration Number
JANSPORT	Expired	73009358	1042278
JANSPORT	Renewed	73099988	1089701
JANSPORT	Renewed	74571558	1919738
JANSPORT	Renewed	75275443	2229974
JANSPORT	Renewed	75731024	2372601
JANSPORT	Cancelled - Section 8	75888149	2483660
JANSPORT	Renewed	78444401	2997678
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	77103904	3316763
JANSPORT	Section 8 and 15 - Accepted and Acknowledged	78429232	3066768

**Prosecution History** 

Jan 12 2009

Jun 25, 2009

Jun 25, 2009

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 06, 2008	
2	NOTICE AND TRIAL DATES SENT, ANSWER DUE	Feb 06, 2008	Mar 17, 2008
3	PENDING, INSTITUTED	Feb 06, 2008	
4	ANSWER	Feb 26, 2008	
5	STIPULATION FOR INTRODUCTION OF EVIDENCE	Dec 08, 2008	
6	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
7	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
8	PLAINTIFF'S NOTICE OF RELIANCE	Jan 12, 2009	
9	TESTIMONY FOR PLAINTIFF	Jan 12, 2009	
10	P'S CONFIDENTIAL SUPPORTING EVIDENTS/EXHIBITS	Jan 12 2009	

14	WITHDRAWAL OF APPLICATION	Jul 01, 2009
15	BOARD'S DECISION SUSTAINED	Jul 06, 2009
16	TERMINATED	Jul 06, 2009

EXHIBIT "B"

Search

\$78.00 USD



0 + (/cart)



0/5	ADD TO CART	
	30 DAYS OF BLACK FRIDAY IS ON!!  25% OFF EVERYTHING  USE CODE: BLACKER25 AT CHECKOUT	
Details		
The Badsport Backpack is be	ick, now in the melt all-over print.	
Durable, washed canvas oute	rr, zip closure on back and front pockets, fully lined, with UNIF logo embroidery detail and adjustable straps.	^
She VLining: 100% Polyester		~
<		>
Sizing		
Shipping & Returns		

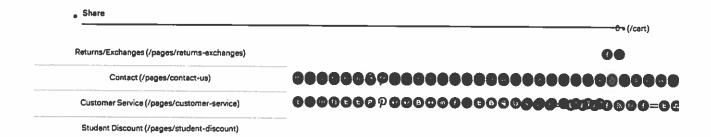


EXHIBIT "C"

Search

# Results found for: "backpack"



(/products/brace-backpack)

**BRACE BACKPACK** \$122.00 USD

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DITTO BACKPACK \$98.00 USD









(/products/insignia-backpack)

INSIGNIA BACKPACK \$78.00 USD

()

(/products/link-backpack)

\$148.00 USD





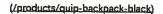
https://www.unifclothing.com/search?type=product&q=backpack





### (/products/otr-backpack)

OTR BACKPACK \$52.00 USD SOLDOUT



QUIP BACKPACK \$78.00 USD







(/products/quip-backpack-hologram)

QUIP BACKPACK \$78.00 USD

()



(/products/raze-backpack)

RAZE BACKPACK \$78.00 USD





https://www.unifclothing.com/search?type=product&q=backpack





(/products/ring-backpack)

RING BACKPACK \$128.00 USD

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(/products/badsport-backpack-pink-melt)

\$78.00 USD









(/products/patches-backpack)

PATCHES BACKPACK \$138.00 USD

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(/products/glitz-backpack-pink)

GLITZ BACKPACK \$79.00 USD



(/products/bound-mini)



(/products/glitz-backpack-white)

GLITZ BACKPACK \$79.00 USD

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**BOUND MINI** \$135.00 USD





0 • (/cart)





(/products/namesake-pack)

NAMESAKE PACK \$88.00 USD

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(/products/trixie-pack)

TRIXIE PACK \$88.00 USD





### (/products/notion-pack)

### NOTION PACK \$98.00 USD

	backpack	
	Search	
Returns/Exchanges (/pages/returns-exchanges)		00
Contact (/pages/contact-us)	00000000000000000	000000000000000
Customer Service (/pages/customer-service)	<b>600</b> 0000000000000000000000000000000000	999000000000
Student Discount (/maga/student discount)		